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ARCHÆOLOGICAL
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RELATING TO THE
COUNTY OF RENFREW

V.1
VOLUME I.

PARISH OF LOCHWINNOCH.



PAISLEY: ALEXANDER GARDNER

1885

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ARCHÆOLOGICAL
AND HISTORICAL COLLECTIONS
RELATING TO THE
COUNTY OF RENFREW
VOL. I.

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The Second Volume will contain a Review of the Documents relating to Lochwinnoch, a Description of the Plates, and an Index to the Two Volumes.

LIST OF PLATES.

THE SEMPLE ARMS. By Sir Eustace Herbert Maxwell, Bart., M.P.,	<i>Frontispiece.</i>
THE COLLEGIATE CHURCH OF SEMPEL, - - - - -	7 Plates.
THE PEEL, - - - - -	7 Plates.
SWORD OF OFFICE OF THE SHERIFF OF RENFREWSHIRE. By Sir Henry Dryden.	

CONTENTS.

	Page
CRAWFURD'S DESCRIPTION OF THE COUNTY, 1710, - - -	1
ACCOUNT OF THE SEMPILL FAMILY, COMPILED BY THE LATE DR. CRAWFURD OF JOHNSHILL, - - - - -	13
CHARTERS AND OTHER DOCUMENTS RELATING TO THE PARISH OF LOCHWIN- NOCH AND THE HOUSE OF SEMPILL, - - - - -	25
1—Charter of Confirmation by Malcolm, King of Scots, to Walter, son of Alan, of the office of Hereditary Steward, and of certain Lands, 1158, - - - - -	25
2—Charter of King William the Lion, granting the Lands of Monia- brock, and the right of fishing in the Loch of Lochwinnoch to the Monks of Paisley, 1180-1214, - - - - -	27
3—Charter of Florence, bishop elect of Glasgow, confirming the gift of certain Churches and Lands to the Monks of Paisley, 1202- 1207, - - - - -	28
4—Charter of the Lands of Moniabrock, by Alan, son of Walter, and the boundaries thereof, together with the right of fishing in the Loch of Lochwinnoch, 1204, - - - - -	29
5—Charter by Walter, the son of Alan, granting to the Convent of St. Mary of Dahuilin upon Ayr, the Lands of Drumley and Syneshales, with the boundaries thereof, 1208-14, - - - - -	30
6—Mandate by Alexander, son of Walter, ordering Thomas de Bosco to measure certain lands belonging to the Monks of Paisley, &c., 1244, - - - - -	32
7—Charter of James, Steward of Scotland, conferring certain rights as to fishing on the Abbey of Paisley, - - - - -	33
8—Charter of King Robert the Bruce to Robert, called Sympil, grant- ing lands at Largs, - - - - -	35
9—Charter by King Robert the Bruce to Thomas, called Sympil, granting lands at Langnidy, - - - - -	36
10—Confirmation by Robert II. of grant of lands of Glasford to John Sympil, - - - - -	37
11—Charter by James II., granting lands of Southennane to Robert Sympill of Elliotstoun and his spouse, Elizabeth, - - - - -	38

12—Account of Robert Semple of Eliotstoun, as Sheriff of Renfrew, rendered at Edinburgh, 26th July, 1455, - - -	39
13—Account of Sir Robert Semple of Elliotstoun, as Sheriff of Renfrew, rendered at Edinburgh, 25th September, 1456, - - -	43
14—Charter by James III., King of Scots, to William Semple, Knight, dated at Edinburgh, 4th October, 1474, - - -	45
15—Instrument of sasine of lands of Cragrossy, 1488, - - -	47
16—Continuation of action regarding alleged claim for double rent by the Abbot of Paisley, from Thomas Montgomery for Chapel Lands of Drumry, - - - - -	48
17—Decreet Arbitral for settlement of feuds between the families of the Earl of Lennox and Lord Semple, 1491, - - -	48
18—Indenture between the Dean and Chapter of Glasgow, and John lord Semple, dated at Glasgow, 2nd May, 1494, - - -	49
19—Confirmation of Charter of Thomas Ross of Montgrenan, in favour of John lord Semple, 12th March, 1494, - - -	50
20—Confirmation of Charter in favour of John lord Semple of lands of Dykebar, - - - - -	52
21—Charter by King James the Fourth to John lord Semple and his wife, of the lands, park, tower, and fortalice of Lochwinnoch, and lands of Wester Cassilton, 9th Sept., 1501, - - -	55
22—Foundation Charter of the Collegiate Church of Lochwinnoch, - - -	57
23—Action by Elizabeth Park, against William Cunningham of Craighends, for the wrongful occupation of the lands of Park, 9th November, 1500, - - - - -	76
24—Complaint of John lord Semple against Lord Drummond as to wrongous uplifting of certain unlaws, 18th November, 1500, - - -	77
25—Action of Robert Hamilton against John Semple and others as to wrongous resignation and alienation of lands of Torrens, 5th December, 1500, - - - - -	77
26—Do, do, 23rd February, 1501-2, - - -	78
27—Action on behalf of the King against John lord Semple and others, 1st March, 1501-2, - - - - -	78
28—Action of John Montgomery against John lord Semple as to lands of Shutterflat, 4th March, 1501-2, - - - - -	80
29—Action of John lord Semple against Robert Crawford and others for the wrongous detention of 440 merks, 11th March, 1502-3, - - -	80
30—Letter of King James the Fourth directing that John lord Ross of Halkhed and others appear in his presence to answer certain charges, 28th December, 1504, - - - - -	81
31—Precept appointing deputies, - - - - -	83
32—Action of Robert Rynd against Lord Semple for the withholding of 20 merks due for rent of house and inn in the Friars' Wynd, Edinburgh, 20th January, 1505-6, - - - - -	83

CONTENTS.

xi.

33—Charter under the Great Seal of King James the Fourth in favour of John lord Semple of the lands of Casseltoun, etc., 21st September, 1505, - - - - -	84
34—Action of John lord Semple against John lord Drummond for the wrongous withholding of 19 "Kye," 17th November, 1505, - - -	87
35—Continuation of foregoing, 24th November, 1505, - - - - -	88
36—Continuation of foregoing, 24th November, 1505, - - - - -	88
37—Action by Lord Montgomery against the Executors of John Knox of that ilk, for proving payment of an annual rent, payable out of the lands of Stane, 22nd January, 1505-6, - - - - -	89
38—Tenancy of Lord Semple's lands of Flat and Drumboy, 19th January, 1507-8, - - - - -	89
39—Resignation of Shawtoun in favour of Mr. David Cunningham, 2nd August, 1507, - - - - -	90
40—Warrant to summon witnesses in the dispute between the Abbot of Paisley and John lord Sempill, 17th January, 1508-9, - - -	91
41—Continuation of above, - - - - -	91
42—Protest by John lord Semple against Sir John Stirling of Keir, 5th February, 1508-9, - - - - -	91
43—Application by John lord Semple for confirmation of the office of Bailliary of Paisley, 14th February, 1508-9, - - - - -	92
44—Charter of King James the Fourth in favour of John lord Semple and his spouse of lands of Southenan, etc., 4th July, 1508, - - -	92
45—Instrument defining disputed boundaries of the lands of Calderhaugh and Bar, 26th April, 1509, - - - - -	95
46—Confirmation by King James the Fourth of mortification by John lord Semple of ten merks yearly to the chapel of St. Anan, dated 5th June, 1503, confirmed 20th June same year, - - -	97
47—Judgment against Alexander Stewart, Rais, and others, to enter themselves in ward in the prison of Blackness, for refusing to act as a Court of Inquest, at the instance of John lord Semple, Sheriff of Renfrewshire, 27th November, 1510, - - - - -	100
48—Judgment annulling a charge against John lord Semple, at the instance of Andrew Marshall, for infesting him in one-fourth of the lands of Brandescroft, and ordaining new infestment of said lands, 12th March, 1510-11, - - - - -	101
49—Charter by King James the Fourth, to Lord Semple, of the lands of Paidzeauch Ridingshaly, 2nd June, 1511, - - - - -	102
50—Contract or assedation of certain lands in the Park of Lochwinnoch made between William lord Semple and his mother, 12th April, 1516, - - - - -	105
51—Action between William lord Semple and Margaret lady Semple anent the lands of Parkhill, etc., 26th March, 1517, - - - - -	109

52—Protest for Lady Semple against her Tenants, at Edinburgh, 15th March, 1518, - - - - -	110
53—Protest for Patrick Maxwell of Newark against Lord Semple, 18th March, 1518, - - - - -	111
54—Action by Isabella Hopper against William lord Semple for £50 of penalty for failing to procure Dispensations of Marriage, 20th July, 1518, - - - - -	111
55—The same action continued, 20th November, 1518, - - -	112
56—Confirmation of Charter by John Craufurd, to William lord Semple and his spouse, of the lands of Previk, 2nd May, 1523, -	114
57—Action by the Abbot of Paisley and his tenants against Semple of Fulwood and others, 27th July, 1524, - - - -	116
58—Decree of Removing against John Semple of Fulwood from the lands of Auchens, 7th March, 1525, - - - -	117
59—Protest for the Abbot of Paisley, 7th March, 1525-6, - -	118
60—Action by the King against William lord Semple, for deforcement, 14th March, 1525-6, - - - -	118
61—Action by the Abbot of Paisley against Semple of Fulwood and others for spoliation, 8th June, 1525, - - - -	119
62—Action by the Tenants of Farnyneis for reduction of Letters of Homings, 16th July, 1526, - - - -	120
63—Confirmation of Charter by John Semple, of Kirkmichael, to John Semple, his son, and Marion Maxwell, his wife, of lands of Calderhanch, etc., 16th July, 1526, - - - -	122
64—Warrant for a Respite granted by King James V., to William lord Symple and 586 followers, 17th July, 1526, - - - -	124
65—Action by the King against Lord Semple for invading Mure of Caldwell, 12th December, 1526, - - - -	129
66—Appointment of procurators in action between Lord Semple and Craufurd of Kilbirnie, 12th April, 1527, - - - -	130
67—Continuation of action against Lord Semple, for invading Mure of Caldwell, 10th May, 1527, - - - -	130
68—Action by James, Earl of Arran, against John Semple of Fulwood, and the tenants of the Lenox, 22nd May, 1527, - - -	131
69—Action between William lord Semple, Craufurd of Kilbirnie, and Craufurd of Auchinanes, 24th May, 1527, - - - -	132
70—The same action continued, 8th July, 1527, - - - -	132
71—Agreement between Lord Semple, Craufurd of Kilbirnie, and Craufurd of Auchinanes, 25th July, 1527, - - - -	133
72—Action by Craufurd of Auchinanes, against Lord Semple and Craufurd of Kilbirnie, 26th November, 1527, - - - -	139
73—Action by William lord Semple, against John Mowat of Busby, 19th December, 1527, - - - -	140

74—Action by Lord Semple, as Sheriff of Renfrew, against James Hamilton, Sheriff of Linlithgow, anent their respective jurisdictions, 31st August, 1528, - - - - -	141
75—Action by Marion Reid, widow, against Robert Master of Semple, for recovery of her goods, 7th September, 1528, - - - - -	142
76—Action by Adam Whiteford of that ilk, Ninian lord Ross, and Robert Semple, to stay poinding, 5th February, 1528-29, - - - - -	143
77—Confirmation of Charter by James Hamilton of Fynnart, Knight, to William lord Semple, of lands of Auchinfour and Kirkpennyland, 1st September, 1529, - - - - -	143
78—Action anent the fee of the Coroner of Renfrew, 21st May, 1530, - - - - -	146
79—Charter to James Hamilton of Fynnart, Knight, and Margaret Livingston, his spouse, of the Barony of Ochiltree, &c., 13th January, 1530-1, - - - - -	147
80—Act of the Lords of Council granting relaxation of Interdict to Lord Lyle, 24th January, 1530-31, - - - - -	149
81—Act of the Lords of Council, interdicting Lord Lyle from selling his lands, 26th January, 1530-31, - - - - -	150
82—Action by Cunningham of Craighends for his fee as Mair of Renfrew, from the lands of Lyoncorse, 27th November, 1531, - - - - -	152
83—Charter of Apprising by King James V., to William Semple of the lands of Nether Caldwell, &c., 5th October, 1532, - - - - -	152
84—Act upon the Mutual Assurance of the Cunninghams and Semples not to molest one another, 21st August, 1533, - - - - -	159
85—Action against William, master of Semple, for complicity in the slaughter of William Cunningham of Craighends, 17th November, 1533, - - - - -	160
86—Continuation of same Action, 22nd November, 1533, - - - - -	161
87—Action against Gabriel Semple of Ladymaure and others, for spoliation, 1st December, 1533, - - - - -	162
88—Continuation of the same Action, 20th January, 1533-34, - - - - -	163
89—Obligation by William lord Semple to Mr. Thomas Marjoribanks and his spouse, to warrant their possession of the Mains of Glasfurd, 1st March, 1534-5, - - - - -	164
90—Action by William lord Semple against John lord Lisle, for stopping an apprising on the lands of Duchal, 8th March, 1534-5, - - - - -	167
91—Act of the Lords of Council for an authentic copy of the Marriage Contract of Robert, Master of Semple, with Margaret Crichton, to be delivered to Campbell of Lundy, 28th July, 1534, - - - - -	168
92—Protest for William lord Semple against John lord Lyle, for not comparing in the action raised by the latter against him, 10th December, 1534, - - - - -	168
93—Act in favour of John lord Lyle, in the suit against him by Lord Semple, 21st April, 1535, - - - - -	168

94—Decreet at the instance of William lord Semple, against John lord Lyle, 25th June, 1535, - - - - -	169
95—Obligation by William lord Semple and others, to warrant the infestment granted by John Stirling of Keir, Knight, to Gilbert Lauder and his spouse, of the lands of Ratho, 18th December, 1535, - - - - -	170
96—Action by John lord Lyle, against Gabriel Semple, for spulzie of escheat goods, 19th November, 1537, - - - - -	172
97—Counter Action by Gabriel Semple, against Lord Lyle, in regard to said escheat goods, 20th December, 1537, - - - - -	173
98—Continuation of same action, 19th February, 1537-8, - - - - -	173
99—Action by James Houstoun, against Gabriel Semple, for mutilation, 27th February, 1537-8, - - - - -	174
100—Action by David Cuninghame of Robertland, against William lord Semple, for spoliation, 2nd March, 1537, - - - - -	174
101—Continuation of Action between Gabriel Semple and James Houstoun, anent satisfaction to the latter for personal injury, 28th March, 1538, - - - - -	175
102—Action by Dame Isabell Gray, for reduction of a decreet against Lord Semple, 7th April, 1538, - - - - -	176
103—Decreet in the aforesaid Action, 7th April, 1538, - - - - -	177
104—Action by Gabriel Semple, against John lord Lyle, anent spoliation of documents, etc., 6th July, 1538, - - - - -	178
105—Action by John Craufurd, younger, of Previk, against William lord Semple and his spouse, anent right to the lands of Previk, 13th December, 1538, - - - - -	178
106—Decreet in action between John lord Lyle and Gabriel Semple, 20th December, 1538, - - - - -	179
107—Interlocutor in the Action between John Craufurd and William lord Semple, 14th February, 1538-9, - - - - -	181
108—Action by John Craufurd against William lord Semple and his spouse, for reduction of their title to the lands of Previk, 15th February, 1538-9, - - - - -	182
109—Continuation of same action, 18th March, 1538-9, - - - - -	183
110—Tack between Abbot John Hamiltoun and Master John Steward, 25th November, 1539, - - - - -	184
111—Action by Arthur Hall of Fulbar against Walter Semple, 4th May, 1540, - - - - -	186
112—Action by Gelis Mure, widow of Hew Maxwell, against Lord Semple and others, 12th July, 1540, - - - - -	187
113—Act of the Lords, interdicting John Stewart younger of Bultrees, from disposing his lands without consent of Gabriel Semple of Ladymure, 30th July, 1540, - - - - -	188

COLLECTIONS.

The following is Crawford's general description of the County, published in the year 1710 :—

THE SHIRE OF RENFREW.

THE Shire of Renfrew lies to the west of the sheriffdom of Lanerk, (commonly called Clydsdale) of which once it was a part, and is bounded, on the east, with the western parts of Clydsdale ; and, on the south and west, by the Bailiary of Cuninghame in the shire of Air ; and, on the north, by the river of Clyde, the boundary of this shire from the sheriffdom of Dumbartoun, excepting a little part of it, about a mile and a half in length, and a mile broad, that's upon the north side of the river of Clyde, comprehending the lands of Jordanhill, Scotstoun, Blawerthill, and Wester Partick, and makes a part of the paroch of Renfrew. The length of this shire, from the south-east, in the paroch of Eaglesham, adjoining to Evandale and Kilbride, in Clydsdale, and Loudonhill, in Cuninghame, to the north-west, in the paroch of Innerkip, adjoining to the Largs, in the shire of Air, is about twenty-four miles ; and its breadth, from north to south, where broadest, is about twelve miles, viz. From Greenock lying on Clyde, to the southern places in the paroch of Lochwhinyeoch, bordering with Beeth in Cuninghame.

The ancient denomination of this country was Strath-Grief, so called from one of its principal rivers, as appears from a donation by Balduin de Bigres, Vicecomes de Lanerk, of the kirk of Innerkip to the monastery of Pasly ; by which he gives that kirk to be possessed as freely by the monks of that Abby as the rest of the kirks of Strath-Grief were, “*ex dono Walteri, filii Allani, Dapiferi Regis Scotiæ.*” This donation is in the

reign of Malcolm the IVth. As also, in the same reign, the lands of Kilpeter, in Strath-grief, are given by Balduin de Bigres, Vicecomes Regis, to Hugh de Padvinan; from which Hugh, these lands were called Hugh's Town, of whom is lineally descended Sir John Houstoun of that Ilk, Baronet².

This country came afterward to be designed, THE BARONY OF RENFREW; so called from the principal town of the same name, and was the chief part of the patrimony of the GREAT STEWART OF SCOTLAND: and, after the accession of that illustrious family to the crown, the Barony of Renfrew was dissolved from the shire of Lanerk, and erected into a distinct sheriffdom by King Robert the III. when he erected the ancient patrimony of his ancestors, which was, the baronies of Renfrew, King's-Kyle and Kyle-Stewart in the sheriffdom of Air, the isles of Bute, Aran, and Cumbræ; the Baronies of Ratha and Innerweek in the sheriffdom of Edinburgh, into a principality, in favours of James, Prince and Stewart of Scotland, his son; as is evident from the original charter of erection yet extant, dated at Perth the 10th of December, in the year 1404. The most part of this shire is holden of the Prince and Stewart of Scotland.

This country, lying next to Clydsdale, partakes of the fertility of that soil, particularly those parts that ly upon the rivers of Clyde, Cart white and black, and upon the river of Grief, being champaign and level, but having many pretty risings of the ground, from whence there are very agreeable prospects of the most part of this shire, as also of the Netherward of Clydsdale, and of many places both of the shires of Dunbartoun and Stirling, the south and western places being mountainous. All of it is very fertile and of a good soil, especially the lower country, which abounds with corns; as the higher abounds with grass and choise pasturage, where there is made excellent butter and cheese; and, beside what is made use of in the country, there are considerable quantities carried to the neighbouring shires.

But to be more particular in the description of this shire, its rivers, lakes, and what is rare of its natural product of several kinds. The principal rivers are three, viz. White and Black Cart, and the river of Grief.

¹ Chartulary of Pasly.

² Carta penes D. Johan. Houstoun de Eodem, Bar.

White Cart hath its source betwixt Eaglesham in this shire, and Evandale and Kilbride, in Clydsdale; its course for some miles is northward, till, at the eastle of Catheart, (within two miles of the city of Glasgow) it turneth north-west to Pasly, and from thence northward to the kirk of Inchenan, where, meeting with Black Cart, they have their influx into Clyde, betwixt the Ranfield and some part of the lordship of Inchenan, a little below that church. In this river of White Cart, above the town of Pasly, there are found pearls so fine and big, that they may compare with many oriental, and have been taken notice of by some of the most famous jewelers in Europe: They are found in the ground of the river among the sand, in a shell larger than that of a musle. The proper season of fishing them is in the summer.

The river of Black Cart hath its rise from Castle-Semple Loch, and taketh its course eastward, till near the house of Blackstoun: It runneth northward thro' the mosses, which maketh the water somewhat blackish, from whence it taketh the denomination of Black Cart. It hath its influx into Grief at the Walkinshaw, and both meet and mix themselves with White Cart, opposite to the point on which stands the kirk of Inchenan: How they have their influx into Clyde is above described.

The third principal river of this shire, is that of Grief, which hath its source in the western parts of this country, in the lands of Garvoek, a part of the Barony of Houstoun (but lying in the paroch of Greenock) and runs eastward, till near the influx of Cart into it, and thence northward, till, as said is, it fall into Clyde in manner above described. The tide flows up the river of Cart to the bridge of Pasly, and is reckoned to flow about three foot, by which fishing boats from Clyde are carried up to that place. All these rivers are well replenished with fish and fowl; but, none of them being rare, I insist not on them.

There are several lakes in this shire, but the most considerable is that of Castle-Sempill, (or Lochwinyeoch Loch) which hath communication with the Loch of Kilbirny, in Cuninghame, by a small rivulet: Its extent is about two miles in length, and near a mile in breadth. In the middle of the loch, opposite to the church of Lochwhinyeoch, there is a little rock, on which Robert, the great Lord Semple, did raise a small tower, called, The Peel of Castle-Semple, which, as it was of use for security, against the

insults of rambling parties, in time of our ancient feuds, so was it for pleasure, when the family of Semple did recreate themselves by diversion in their boats of pleasure on that lake. There are also several lesser lochs in this shire, such as Queenside loch, out of which the river Calder hath its source, which empties itself into Lochwhinyeoch Loch below the house of Barr. As also, Lochlibo in Nielstoun, and Bennen in Eagelsham, about a mile in circumference ; in all of which there is plenty of fish and fowl ; but, being only such as are common, I insist not on them. The country is well stored with springs of water ; and, particularly, there is a spring in the lands of Woodside, the possession of Hugh Crawford, my brother-german, that flows and ebbs at spring tides, though at three miles from any part of the river of Clyde, and half a mile from the bridge of Pasly, where the river of Cart ebbs and flows ; the ground, where that spring is, being much higher than that river.

And though the river of Clyde hath not its rise in this shire, yet, being its northern boundary, from the royal burgh of Renfrew to the Cloch in the paroch of Innerkip, which is about 17 miles ; its fresh water mixeth with the salt, a mile below Erskine, where the river is a mile broad. Some of its chief ports and havens upon the coast are, the Bay of Newark, Port-Glasgow, Crawfordsdike, Greenock, Gourock, and Innerkip, all particularly described in the following History, and raised of late by trade and the herring fishing, which, though it may more properly belong to the river of Clyde in general, than to any particular shire lying on its bank ; yet, of all the shires that border on it, this may most justly claim a right to it, the inhabitants thereof, at Greenock, Crawfordsdike, Gourock, Newark, and Innerkip, making the greatest number of the fishers. I shall here take occasion to give some account of the Herring Fishing, which sometimes is in the Firth of Clyde. The herrings which are caught there being larger, firmer, and of a better taste, and taking better with the salt, than any other the kingdom affords, are more valued, both fresh and salted, at home and abroad. When the fishing was considerable in the river of Clyde, there have been of boats employed in catching herrings about nine hundred, built after the form of little galleys, each boat having on board four men and twenty-four nets, every net being six fathom long, and a fathom and an half in breadth, all join'd together, making a consider-

able length. Anciently none were allowed to fish till the 25th of July, about which times the shoals used to come from the sea which is called Lochin; and such as went a-fishing before that day were liable to a certain pecunial mulct. I understand that, anciently, the boats went a-fishing three times a-year, which times were called the Drave; and there was payable to the crown, out of each boat, of such a bigness as was then determined, a thousand herring each Drave, and were afterward paid by a measure of a fixed size and bigness, from whence that duty came to be called the Assyze Herring; which, by act of parliament, in the reign of King James III. was annexed to the crown, of which the Most Honourable His Grace John Duke of Argyle, as also his ancestors, have for a long time had tacks, with a jurisdiction annexed, for regulating the fishing, and punishing crimes committed by any employed about it, betwixt the Firth of Pictland and the Mule of Galloway (the isles of Orkney and Zetland excepted). The herrings are sold by the fishers to the coopers, (viz. such as retail them for the service of the country) and packers, (i.e. such as are employed by merchants to buy herrings, to be barrell'd for export and foreign sale) by the maze, which contains 500. The curing and right packing of herring for export is under good regulations, by several acts of parliament, in the reign of King Charles II. and his successors; and particularly, that the herring barrel is to contain 8 gallons and a quart of Scots measure: And, for encouraging merchants, there are, by some late acts, considerable drawbacks appointed to be allowed, in consideration of the duty upon salt made use of in curing herring. And, that this so profitable product of this country may be in good esteem in foreign mercats, no merchant can have the benefit of any drawback, except he or the curer depone on oath, that the herring have been cured with foreign salt, without any mixture of home-made salt; and which herring, before export, are to be inspected by an overseer, appointed for that purpose, and sealed, if found sufficient, with a certain seal, to testify their sufficiency. There was, about the year 1670, a company erected, which employed a considerable stock of money for curing herring; and because His Majesty King Charles II. put in a share of the stock, they were called the Royal Company: They built a large house at Greenock, and made that place the seat of their trade, where they had large cellars for keeping their salt and

herring till exporting. By this erection, none, except that company, were allowed to cure herring before the 20th day of September yearly ; which being represented to the government as a very hard restraint upon the merchants, the said company was dissolved in the year 1684. Their houses at Greenock being exposed to roup, were purchased by the magistrates and town council of the city of Glasgow. The fishing continues from the 25th of July to the 25th of December ; after which there is no allowance to fish that season. The number of herring taken in the Firth of Clyde, some years, is almost incredible, considering what had been made use of by those employed in fishing, cooping, packing, and barreling, and the home consumption, beside what has been exposed to foreign mercats; and, particularly, I'm told that in the year 1674 there were exported to the port of Rochel in France, 1700 last ; beside what were exported to other ports in France, Sweden, Dantzick and other places within the Baltick. When there is a good track of herrings in Clyde, they are mostly the food of all commons in the shires adjacent, especially in the harvest time, where they are a chief part of the diet made use of by the reapers. There is, near to, and within the liberties of, the city of Glasgow, a considerable mercat for herring during the whole fishing season. There has also been excellent Red Herring dried at Crawford's-dike, by Mr. John Spreul, merchant in Glasgow, author of the "Accompt Current betwixt Scotland and England," who has large conveniences at that place for making red herring.

This country fell likeways under the Roman arms, and did, on this hand, set a bound to their conquest; the Romans having never passed the Firth of Clyde to Argileshire : For, at Pasly, there are the vestiges of a large Roman camp, with a Prætorium on the westend, on a rising ground, called Oak-shaw-head, upon the descent whereof stands the town of Pasly : The Prætorium is not large, but has been well fortified with three fosses and dikes of earth ; it seems to have included all that ground which the town stands upon, and may have been a mile in compass. When one treads upon the ground of the Prætorium, it gives a sound as if it were hollow, occasioned, probably, by some vault underneath, such as are at Cameleon and Ardoch, two other Roman camps ; and about a quarter of a mile distant from this Prætorium, upon two little hills, the one to the

west, upon the lands of Woodside, the other to the south, on the lands of Castle-head, almost in a triangular form : by the vestiges yet remaining they appear to have been larger than the other *Prætorium*, and probably were stations for the out-guards ; which I find, was the opinion of the Reverend and curious Antiquary, Mr. William Dunlop, late principal of the University of Glasgow, in a description, by him, of the shire of Renfrew, in MS. in the hands of Sir Robert Sibbald, and is taken notice of by Doctor Nicolson, Bishop of Carlile, in his *Scottish Historical Library*. At Langside, also, within a mile and an half of the city of Glasgow, there is an appearance of an old camp, on the top of the hill : Here the battle was fought betwixt Queen Mary's troops, against those of her son, King James VI. under the command of James, Earl of Murray, his Regent, which fell out the 10th of May 1568, and is called Langside field.

The inhabitants of this shire are generally frugal, both nobility, gentry, and commons: The gentry, most of them, have a tolerable measure of learning, and are given to all the ordinary exercises performed by gentlemen, such as hauling, hunting, gunning, &c. and live in good friendship among themselves, being all of them related to one another by frequent intermarriages.

This country abounds much with coal and excellent quarries of free stone. The several curiosities found in this shire, which the accurate Mr. Robert Woodrou, minister of the Gospel at Eastwood, has observed, shall be taken notice of in the description of the several places where they are found.

As to the government of this shire : beside the several jurisdictions of Regalities and Barony, to be taken notice of in the subsequent History. As it is a shire, the heritable sheriff is the Right Honourable Alexander Earl of Eglintoun, who officiates by his deputies. The present sheriff depute is John Maxwell of Williamwood. His lordship is also heritable baillie of the Regality of Paisly. Both these jurisdictions were acquired by Alexander Earl of Eglintoun, from Hugh Lord Semple, Anno 1636, whose ancestors had enjoyed the heritable sheriffship, from the erection of the Barony of Renfrew into a distinct shire, by King Robert III. as, before that time, the Barons of Elieston, ancestors to the Lord Semple, were Stewarts of this Barony. I have seen Robert Semple design'd,

“Senescallus Baronie de Renfrew,” in a Charter granted by James, High Steward of Scotland, grandfather of Robert II. of that name, king of Scotland, and first of the Stuarts, to Stephen the son of Nicol, one of the ancestors of Robert Hall, now of Fulbar¹, of several lands, (“juxta oppidum de Renfrew, ubi aqua de Grief cadit in aquam de Clyde”) which is before the year 1309, that the granter of that Charter died; as the Bailliary of the Regality of Pasly was bestowed upon Robert, Master of Semple, by John Hamilton, Abbot of Pasly, Anno 1545, which was enjoyed by that family until the reign of King Charles I. that with the sheriffship both these jurisdictions came to the family of Eglintoun.

In relation to the church, this shire, in time of Episcopacy, is a part of the diocess of the Archbishop of Glasgow; and, in the time of Presbytery, all its paroches, except two, viz. Eaglesham and Catcart, being in the Presbytery of Glasgow, are united unto one Presbytery, whose seat is at Pasly, and makes a part of the Synod of Glasgow. The rest, viz. Eastwood, Mearns, Pasly, Neilston, Lochwhinyeoch, Innerkip, Greenock, Port-Glasgow, Kilmalcolm, Kilbarchan, Killelan, Houstoun, Erskine, Inchenan, and Renfrew, are all in the Presbytery of Pasly.

There was one monastery in the shire, at Pasly, pleasantly situate on the river Cart, within two miles of Clyde, founded in the reign of king Malcolm IV. Anno 1160, by Walter, the son of Allan, Dapifer regis Scotie, as the original Charter of foundation, in the chartulary of that Abby² testifies, and bears as follows. “Sciant presentes & futuri, quod, “ego, Walterus, filius, Allani, dapifer regis Scotie, pro anima quondam regis David, & anima Henrici regis Anglie, & anima Comitis “Henrici, & pro salute corporis & anime regis Malcolmi, & pro animabus “omnium Parentum meorum & Benefactorum, nec non, & mei ipsius “salute, constituam quandam Domum religionis, infra terram meam de “Pasletto, secundum ordinem Cluniacensem.” (Which order was institute in the year 910, by Bruno, in France, where they have their principal Abby; and then this Abby was planted with Monks of the Cistercian order, distinguished by a white habit, from the Benedictines, who went in black: But afterwards Pasly was replenished by Monks of Cluny again, as

¹ Carta penes Rob. Hall de Fulbar.

² Chartulary of Pasly, Fol. 3.

an accurate author¹ observes.) “Cum consensu & assensu Prioris & Conventus de Wenlock,” (in the diocess of Hereford in² England) “& ad domum illam construendam, habeo, de “Domo de Wenlock XIII. Fratres. “Et Prior qui de illis XIII. præcedere, domum illam regendo præficitur, “per me & meum consilium eligitur; & si contingat ipsum Priorem, vel “per mortem vel per criminalem prævaricationem, a prioratu suo deponi, “per me & consilium meum deponetur; & qui ei in prioratum succedat per “me & consilium meum eligitur.” This foundation is confirmed by King William of Scotland, as also by Pope Innocent, and Stephen Abbot of Cluny. This monastery was endowed with large revenues by the Great Stewards of Scotland, who were both patrons and constant benefactors to it. King Robert III. erected all their lands, which were either in the baronies of Renfrew, or in Kyle-stewart; as also their lands of Molla. Huntlaw, and Hassenden, in Roxburgh-shire; and the lands of Orde in the shire of Peebles, in a regality, “in honorem Dei, Beatæ Virginis Mariæ “& beati Jacobi Apostoli & sancti Mirini confessoris, pro salute animæ suæ “& animarum antecessorum Regum and Senescallorum Scotiæ: reddendo “inde, nobis & successoribus nostris, dicti Monachi & eorum successores, “orationem tantum, pro omni alio servitio seculari,” as the original Charter bears³. This Abby had under its patronage these Churches, viz.

Inerweek in Lothian	Rosneth, and
Legerwood in the Merss	Kilpatrick in the Lennox
Rutherglen	Killcolmenel
Carmonock, and	Kilkeran, and
Dalziel, in Clydsdale	Kilfinian in Argile-shire
Riccartoun	Cathcart
Craigie	Eastwood
Dundonald	Mearns
Monktoun	Neilston
St. Ebox	Pasly
Prestwick	Kilbarchan
Auchinleck and	Lochwhinyeoch

¹ Mr. William Forbes on Tithes.² Chartulary of Pasly.³ Chartulary of Pasly.

The Chappel of Corsby, all in Kyle	Innerkip
Cumbra in Bute	Erskin
The kirk of St. Oswald, of Turn- berry in Carrick	Houstoun, and Killelan in the shire of Renfrew.

The fabrick of this monastery yet remaining, is both large and spacious. There was at this place a stately Cross-church, which was built after the model of a Cathedral, with a very lofty steeple, which went to decay about the reformation; the chancel is only now standing, which is a fair building. The Abby and Church, with its large orchards and gardens, are enclosed with one of the most magnificent walls in Britain, all built with square stone upon both sides, about a mile in circuit: This wall, with most of the fabrick of the Abby, that now stands, was built in the reign of King James III. by George Shaw, Abbot of Pasly (of the family of Sauchie) Anno 1484, which appears from this inscription, on the corner of that wall, viz.

Thy calit the abbot George of Shaw
About my Abby gart make this waw,
An thousand four hundreth Zear
Eighty-four the date but weir;
Pray for his salvation
That laid this noble foundation.

The Monks of this Abby wrote a Chronicle of Scotland, called the Black Book of Pasly, an authentic copy of which was burnt in the Abby of Holy-rood-house, during the English usurpation¹; as also another copy of it was in Sir Robert Spotiswood's Library, and after his death carried to England by general Lambert². There is yet extant the Chartulary of the Monastery, wrote all in a very fair legible hand, containing the Charter of foundation of that Abby, with Charters and Bulls of confirmations, from Kings and Popes, with privileges and exemptions from the Bishops of Glasgow, Argile, and the Isles: There are a great many donations given by the High Stewarts of Scotland, both before and after their

¹ Description of the Shire of Renfrew, by Mr. William Dunlop.

² Theatrum Scotiæ.

accession to the Crown ; as also many grants from other great men, who have been branches of that illustrious house, with less considerable mortifications from private persons, and is brought down to the year 1548. John Hamilton, the last Abbot of Pasly, natural brother of James Duke of Chatlerault, upon his promotion to the episcopal See of St. Andrews, Anno 1546, resign'd the Abbacy of Pasly in favours of Lord Claud Hamilton, third son of James Duke of Chatlerault, his nephew ; which resignation is confirmed afterwards by Pope Julius III. Anno 1553¹. This Lord Claud Hamilton, titular Abbot of Pasly, upon the distribution which King James made of these lands which fell to the Crown upon the dissolution of the monasteries, obtained from that Prince a Charter, erecting the possessions belonging to the Abby of Pasly into a temporal Lordship, dated, at Edinburgh, July 29, Anno 1587 ; and afterwards was, by the same Prince, created a Lord of Parliament, by the title of Lord Pasly, Anno 1591. He deceased Anno 1621, leaving issue by Margaret his wife, daughter of George Lord Seaton, James, his son and heir ; which James, in the year 1604, was nominate one of the commissioners for Scotland, to treat of an Union with England ; and, at the same time he was created Lord Abercorn, and that honour improven by James, first Monarch of Great Britain, to the dignity of Earl of Abercorn, by Letters Patent, bearing date, at Whitehall, July 10. Anno 1606 ; which dignity is now enjoyed by the Right Honourable Thomas Earl of Abercorn, Baron Hamilton of Straband in Ireland, descended of Mr. George Hamilton, younger son of James, first Earl of Abercorn, by Marion his lady, daughter of Thomas Lord Boyd : The Lordship of Pasly was disposed by James Earl of Abercorn, to Archibald Earl of Angus, in the year 1652, and acquired by William Lord Cochran, afterwards Earl of Dundonald, Anno 1653², and is now the principal residence of the Right Honourable John Earl of Dundonald, his Great Grand-child, by whom it hath been of late repaired, and much beautified, having most pleasant orchards and gardens, and one prettily adorn'd with statues, with a deer park adjoining to them.

This Abby was honoured with being the burial-place of the Great

¹ Carta penes J. Comitem de Dundonald.

² Carta penes J. Comitem de Dundonald.

Stewarts of Scotland, (for King Robert III. says, in a Charter to the Monks of Pasly, "*ubi plurima corpora progenitorum nostrorum sepeliuntur*" "& requiescunt in pace¹," as also of King Robert II. and of Marjory Bruce his mother, daughter of the renowned K. Robert I. where there is a monument erected to her memory, cut in the form of a woman, raised about two foot above the surface of the ground, and is called Queen Blearey's tomb. A small portion of the ancient Church yet stands, which shows much of the magnificence of that structure.

¹ Chartulary of Pasly.

The MS. from which this account of the Sempill family is taken is in the possession of the Most Honourable Baroness Sempill, and is believed to have been compiled by the late Dr. Crawford of Johnshill, Lochwinnoch.

THE HOUSE OF SEMPILL.

As to the origin of this noble and ancient family, it is difficult to make any conjecture, or to insist upon what is tradition relative to it, that being for the most part confused. It is sufficient to know, that for more than 600 years they have been Barons of great power in the County of Renfrew. Omitting the remote Barons of Elliestoun, mention is made of the following :—

ROBERT DE SEMPILL, the first of the family of whom any record remains, lived in the reign of Alexander the Second, who ascended the throne in 1214, and in the reign of King Alexander the Third this Robert de Sempill was Steward of the Barony of Renfrew, and witnessed a charter of Malcolm, Earl of Lennox, about 1280, also a grant of James, High Steward of Scotland. He left two sons, who were great patriots and friends of Robert the Bruce—

1. ROBERT.

2. THOMAS DE SEMPILL, to whom King Robert the First granted a charter of half of the lands and pertinents in the town and tenement of Longniddery, which belonged to Nicholas de Dispensa, "our enemy," and which was forfeited by him.

ROBERT DE SEMPILL, the eldest son, had a charter from King Robert the First, of the whole land with the pertinents, which belonged to John Baliol, lying in the tenement of Largs, to be held by him and his heirs in free barony. He witnessed a donation of the Church of Largs to the Monastery of Paisley, for the welfare of his own soul and that of Marjory Bruce his deceased wife, 1318. He died before 1330, leaving a son,—

WILLIAM DE SEMPILL, Steward of Renfrew, who, under the designation of Willielmus Sempill de Eliotstoun, witnessed a charter of Adam de Fullerton, 13th April, 1344.

THOMAS SEMPILL of Elliestoun, his son and successor, witnessed a charter of Robert, High Steward of Scotland, Earl of Strathern, and John Lord Kyle, his son and heir apparent, confirming to the Monastery of Paisley the lands of Sanquhar, 1367. He was father of

SIR JOHN SEMPILL of Elliestoun, who got from King Robert the Second, a charter confirming the grants which John, Earl of Carrick, his majesty's eldest son, had made to him, of the lands of Glasford, &c., in Lanarkshire, 22nd July, 1375. He left a daughter, Jean, married to Sir John Stewart, Sheriff of Bute (ancestor of the Marquess of Bute), and a son,—

JOHN SEMPILL of Elliestoun, his son, who had a safe conduct to Durham, to wait upon King James the First of Scotland, 13th December, 1423. He sat in the parliament which met at Stirling in 1440; and in that at Edinburgh in 1441.

SIR ROBERT SEMPILL of Elliestoun, son of the last mentioned, had a charter to himself and Elisabeth his wife, of the lands of Southannane, in Ayrshire, on his own resignation, 31st October, 1451.

SIR WILLIAM SEMPILL of Elliestoun, son of Sir Robert, was made hereditary Sheriff of the County of Renfrew (an office answering to that of Lord Lieutenant of the present day), and obtained from James the Third a charter of the baronies of Elliestoun, Castletown, afterwards called Castle-Sempill, *upon his own resignation*, dated 4th October, 1474. He married Margaret, daughter of Lord Cathcart.

THOMAS SEMPILL, the son of Sir William Sempill, was Sheriff of Renfrew, and sat in parliament, 25th February, 1483-4, being designed Thomas Simple, Vicecomes de Renfrew. He fell at the affair of Sauchie-

burn, between Bannockburn and Stirling, on the side of James the Third, 11th June, 1488. He married Elizabeth, daughter or sister of John, 1st Lord Ross, by whom he had a son and four daughters,

1. JOHN, who succeeded his father.
2. MARGARET, married to Robert Crawford of Kilbirny.
3. MARION, married to Sir John Stewart of Glanderstoun.
4. ELIZABETH, married to Sir Adam Mure of Caldwell.
5. MARGARET, Lady Houstoun.

I. SIR JOHN SEMPILL, the only son of Thomas Sempill, was created a Peer by King James the Fourth, though the precise date is not ascertained; but Crawford says in 1488, the year his father fell in battle. He sat as a Peer in parliament, 18th March, 1503-4; founded the Collegiate Church of Lochwhynyeoch, near his Castle of Sempill, 1505, "to the honour of God and the blessed Virgin Mary, for the prosperity of his sovereign James the Fourth, and Margaret his Queen, for the soul of Margaret Colville, his former spouse, and also for the salvation of his own soul, and that of Margaret Crichton, his present wife, and of all his predecessors and successors, and of all the faithful deceased." This foundation was confirmed by King James the Fourth at Edinburgh, the 5th June, 1506. It was richly endowed by Lord Sempill with a large revenue for the maintenance of a Prebend and six Chaplains, for celebrating divine service: and became a place of sepulture to this noble family. John, First Lord Sempill, fell at the battle of Flodden, 9th September, 1513. He married first, Margaret, daughter of Sir Robert Colville of Ochiltree, by whom he had two sons,—

1. WILLIAM.
 2. GABRIEL SEMPILL, ancestor of the Sempills of Cathcart.
- He married, secondly, Margaret, daughter of Sir James Crichton of Ruthvendeny, relict of Sir William Stirling of Keir, but by whom he had no issue.

II. WILLIAM, second LORD SEMPILL, the eldest son of the first Lord, was one of the Privy Council of James the Fifth, and Lord Justiciary and heritable bailie of the regality of Paisley. He was one of those who

assented to the match betwixt Queen Mary and Prince Edward of England, 25th August, 1543, and died in 1548. His lordship married, first, Lady Margaret Montgomery, eldest daughter of Hugh, first Earl of Eglintoun, by the Lady Helen Campbell, daughter of Archibald, Earl of Argyll, and by her had issue,—

1. ROBERT, of whom hereafter.
2. DAVID, ancestor of the Sempills of Craigbells, a branch of whom settled in Spain, and flourished there.
3. HELEN, married Allan, Third Lord Cathcart.
4. MARY, married to Sir John Stirling of Keir.

He married, secondly, Elizabeth, daughter of Arnot of Arnot; thirdly, Marian, daughter of Hugh Montgomery of Hazelhead, without issue.

III. ROBERT, third LORD SEMPILL, son of William, second Lord Sempill, who is commonly called the *Great Lord Sempill*, and who, being a person of very martial spirit, was engaged in many of the wars of the age. He was at the battle of Pinkie, A.D. 1547, where he was taken prisoner by the English; and after that continued most affectionately devoted to the interest of Queen Mary, until the murder of Darnley, when he entered into a bond of association with other Scots Peers, to defend the young King James; he was present with the Regent Murray at the battle of Langside, and, in consideration of his many and valuable services to the king and government, obtained a charter of the Abbey of Paisley, in 1569, upon the forfeiture of Lord Claud Hamilton; and continued indefatigable in the service of his Prince till his death, which was anno, 1572. His lordship was governor and constable of the King's Castle of Douglas. He engaged in the great feuds between the houses of Eglinton and Glencairn, or the Montgomeries and Cuninghames, with the former of which the Sempills had formed various marriage connections. These feuds lasted from 1488 till 1586. There were so many families involved in them, and so many lives lost, that it was more like a civil war than a family quarrel. During these perilous times Lord Sempill built the Peel on a small islet in Castle Sempill Loch, then a very safe and impregnable retreat. He married,

first, Isabel, daughter of Sir William Hamilton of Sanquhar, by whom he had

1. ROBERT, Master of Sempill, the eldest son, predeceased his father, the Great Lord Sempill, 1569, leaving by his wife Barbara, daughter of Sir Archibald Preston of Valleyfield, a son, Robert, who succeeded as fourth Lord.

2. ANDREW, who was ancestor of the Sempills of Bruntshells and Millbank.

3. GRIZEL, married James Hamilton of Stanhouse.

4. MARGARET, married, first, John Hamilton of Broomhill, and second, John Whitefoord of Whitefoord.

5. MARION, married Hugh Montgomery of Hazelhead.

6. JANET, married Alexander Fleming of Barrochan.

He married, secondly, Elizabeth Carlyle, a daughter of the House of Torthorwald, by whom he had

7. JOHN SEMPILL, who married Mary, daughter of Alexander, Fifth Lord Livingston, and one of the Maids of Honour to Mary Queen of Scots. Both she and her husband were great favourites with Her Majesty, which was the means of promoting their wealth and worldly prosperity. He acquired from his father the lands of Beltrees, and was author of that branch of the Sempills, which is now extinct.

8. JEAN, married James, fourth Lord Ross.

9. GRISSEL, married John Blair of Blair.

10. DOROTHEA, married Sir Robert Montgomery of Skelmorlie.

IV. ROBERT, fourth LORD SEMPILL, only son of Robert, Master of Sempill, and grandson of the third Lord, who was left under the tutelage of James, Earl of Morton, Regent; as grandson and heir of Robert, third Lord Sempill, he had a charter, of the Barony of Sempill and Craganbeach, confirmed 15th December, 1572; he was of the Privy Council to King James the Sixth, and, in the year 1596, was constituted His Majesty's ambassador to Spain; he died 25th March, 1611, having married, first, Lady Anne Montgomery, second daughter of Hugh, third

Earl of Eglinton, by Agnes, daughter of Sir John Drummond of Innerpeffery, by whom he had issue—

1. HUGH, Master of Sempill.
2. ANNE, married Sir Archibald Stuart of Castlemilk.
3. BEATRIX, married Sir Colin Lamont of Inneyne.
4. GRISSSEL, married John Logan of Raiss.
5. MARGARET, married Robert Brisbane of Bishopton.

He married, secondly, Dame Johanna de Evieland, a lady of the Low Countries, by whom he had a son—

6. SIR JAMES SEMPILL of Letterkenny in Ireland, who had an only daughter and heiress, married to Sir Francis Hamilton, whose daughter and heiress married into the noble House of Southwell, and the estate of Letterkenny is now in possession of her descendant, the present Viscount Southwell.

V. HUGH, the Fifth LORD SEMPILL, was one of the Peers who sat on the trial of Patrick, Earl of Orkney, in 1614. He succeeded his father in the heritable Sheriffdom of Renfrew, and in the office of heritable Bailie of the Regality of Paisley, an extensive jurisdiction comprehending the domains of the Monastery, not only in Renfrewshire, but in the counties of Ayr, Dumbarton, and others, and had been erected while the Barony of Renfrew was yet a district of the Sheriffdom of Lanark or Clydesdale. His ancestors had enjoyed the heritable Sheriffship from the erection of the Barony of Renfrew into a distinct shire, by King Robert the Third, in 1404; as, before that time, the Barons of Elliestoun, ancestors to the Lord Sempill, were Stewards of this Barony. Both these heritable jurisdictions were acquired by Alexander, Earl of Eglinton, from this Lord Sempill in 1636; but it appears from the retour of Robert, seventh Lord Sempill, in 1648, and from that of Hugh, Earl of Eglinton, in 1661, that the right then acquired by Lord Eglinton was not absolute, but redeemable. In the first of these retours the heritable offices are described as still pertaining to the family of Sempill, and in the latter retour they are stated to be held by Lord Eglinton, during the "non-payment," i.e., in security "of £5000 sterling." The Earl of Eglinton received a compensation from Government for these offices, at

the abolition of heritable jurisdictions in 1747. Hugh, Lord Sempill, married, first, the Lady Anne Hamilton, eldest daughter of James, First Earl of Abercorn, by whom he had one daughter—

1. MARIAN, married Sir George Preston of Valleyfield, Baronet. He married, secondly, Lady Elizabeth Hay, Third daughter of Francis, Ninth Earl of Errol, by whom he had

2. FRANCIS, Master of Sempill, succeeded his father.
3. ROBERT, Seventh Lord.
4. ARCHIBALD SEMPILL of Dykehead.
5. JAMES, who entered into a religious order abroad.
6. ELIZABETH, married to William, second Lord Mordington.
7. JEAN, married to William Menzies of Pitfoddles.

He died, 19th September, 1639, and was succeeded by his eldest son.

VI. FRANCIS, Sixth LORD SEMPILL, who married the Lady Isabel Seton, daughter of George, Third Earl of Winton by his second wife, Elizabeth Maxwell, daughter of John Lord Herries; but dying without issue, 3rd November, 1644, was succeeded by his brother.

VII. ROBERT, Seventh LORD SEMPILL, who was served heir-male of Robert, Lord Sempill, his grandfather, and heir of Francis, Lord Sempill, his brother, 16th February, 1648, of the Barony of Sempill, &c., of the office of Sheriff of the County of Renfrew, and of the office of Bailie of the Regality of Paisley. He was fined in the sum of £1000 by Cromwell's act of grace and pardon, 1654, and died, 8th September, 1675. He married Anne Douglas, daughter of James, First Lord Mordington¹ by Anne, *only child* of Laurence, Fifth Lord Oliphant, and had issue—

1. ROBERT, Master of Sempill, who died in his 18th year, unmarried.
2. FRANCIS, Eighth Lord Sempill.
3. ANNE, Baroness Sempill.
4. JEAN, married Alexander Sinclair of Roslin, and was mother of

¹ Now represented by Baroness Sempill.

William Sinclair of Roslin, the last of that very ancient family, who died in 1778, aged 78.

VIII. FRANCIS, Eighth LORD SEMPILL, the only surviving son, was served heir of his father, and his brother Robert, Master of Sempill, 9th September, 1680 ; made profession of the Reformed religion, and took his seat in Parliament, where none of his ancestors, who were Roman Catholics, had sat since the reign of Queen Mary ; having, during his minority, been placed under the care of the Earl of Dundonald, a Protestant nobleman, who instilled his own faith into the mind of his charge, He married Grissel Primrose, sister of the First Earl of Rosebery ; but by her (who married secondly in 1693, Brigadier-General Richard Cunningham) he had no issue ; and died in 1684, as the following inscription in the ancient mausoleum of the family at Castle-Sempill shews—" Francis, " Lord Sempill of Glassford and Southannan, &c., obiit, April 4, anno " 1684. Aetatis suæ 24." The title devolved on his eldest sister—

IX. ANNE, First BARONESS SEMPILL, who married Francis Abercromby of Fettermear in the county of Aberdeen (a great grandson of Sir Alexander Abercromby of Birkinbog, an ancient family in Banffshire) and he was, in consequence, created Lord Glassford, (an ancient property of the Sempill family) for his life only, 5th July, 1685. She was, on the 14th of April, 1685, served heir of entail and provision of her father and her brother. A Charter passed the Great Seal, 16th May, 1688, confirming the family estates, with the style, honour, order, and dignity of Lord Sempill, to Anne, Lady Sempill, and Francis, Lord Glassford, her husband, in liferent ; remainder to their sons, and the heirs male of their bodies ; remainder to their daughters, and the heirs male of their bodies ; remainder to the heirs female of the bodies of their sons and their heirs male, &c. ; remainder to the heirs female of their bodies ; the eldest of the heirs female in all the aforesaid cases, succeeding without division ; remainder to the heirs and assignees whatsoever of the said Anne, Lady Sempill. Anne, Baroness Sempill, died in 1695, leaving issue—

1. FRANCIS, Master of Sempill.
2. Captain the Honourable ROBERT SEMPILL, killed in the wars abroad, without issue.
3. JOHN, Lord Sempill.
4. ALEXANDER SEMPILL, who died young.
5. HUGH, Lord Sempill.
6. JEAN SEMPILL, who died unmarried, 8th May, 1743.

X. FRANCIS, Ninth LORD SEMPILL, the eldest son, succeeded his mother, was a young nobleman of eminent parts, and took his seat in Parliament, 14th May, 1703. Notwithstanding very considerable offers if he would comply with the measures of the court in relation to the Union, he gave that treaty all the opposition in his power, voting against every article; and saying, that though the Union was attended with no other inconvenience than making the Peers elective, he wondered very much how any of that rank could be for it being all Peers by right of inheritance. Their being made elective he took to be a divesting them of their peerage; because, not being sure of being always chosen to every parliament of Great Britain, they consequently must lose, when left out, the benefit of sitting in Parliament, which was ever deemed an inseparable right of the peerage. He died unmarried, not long afterwards, and was buried in the Abbey of Holyrood.

XI. JOHN, Tenth LORD SEMPILL, succeeded his brother, was active in promoting the training and disciplining of the Ayrshire Fencible men during the rebellion of 1715, and met the Earls of Eglinton, Kilmarnock, and Glasgow, at Irvine, 22nd August that year, when 6000 royalists appeared. He died unmarried, in August, 1716, and was succeeded by his only surviving brother.

XII. HUGH, Eleventh LORD SEMPILL, went early into the army, and became a distinguished officer; his first commission was dated July, 1709; served with reputation in Flanders and Spain; was Major of the 26th Regiment of Foot, or Cameronians, in 1718; had the Lieutenant-Colonelcy of the 19th Regiment of Foot, 1731, and was constituted Colonel

of the 42nd Regiment of Foot, or Royal Highlanders, 14th January, 1741. He accompanied them, in 1743, to Flanders, where they highly distinguished themselves; he commanded in the town of Aeth, when it was besieged by the French, and made a gallant defence. He was appointed Colonel of the 25th Regiment of Foot, 25th April, 1745; acted as Brigadier-General at the battle of Culloden, 16th April, 1746, when he had the command of the left wing of the Royal Army. In the middle of August following he arrived at Aberdeen, assumed the command of the troops stationed in that quarter, and died there, 25th November, 1746, his death being occasioned by the tendon of his arm being punctured in the operation of phlebotomy. His remains were interred in Drums Aisle, in the West Church of that city, on the 1st of December following. His Lordship married Sarah, daughter and co-heiress of Nathaniel Gaskill, Esquire of Manchester, who died 17th April, 1749, and had issue—

1. JOHN, Master of Sempill.
2. Colonel the Honourable GEORGE SEMPILL, who married, first, Miss Gordon, of Wardhouse; 2ndly, his first cousin Anne, daughter of Richard Clive, Esquire of Styche, in Shropshire, and sister of Robert, First Lord Clive; and 3rdly, at Manchester, 15th June, 1775, the widow of Francis Joddrell, Esquire of Yeadsley, in Cheshire. He died at Bishoptown, on the 18th December, 1779, without issue.
3. HUGH SEMPILL, in the army, died at the Cape of Good Hope, in January, 1764.
4. PHILIP SEMPILL, died young.
5. RALPH SEMPILL, died at sea.
6. SARAH SEMPILL, married 22nd April, 1750, to Patrick Crawford of Auchinames and Errol, Esquire, many years Member of Parliament for the Counties of Ayr and Renfrew, and died at Errol, the 25th April, 1751, leaving one daughter, Sarah, who died unmarried.
7. JEAN SEMPILL, who died unmarried, at Edinburgh, July, 1800.
8. ELIZABETH SEMPILL, died young.
9. ANNE SEMPILL, married 16th September, 1754, to Adam

Austin, Esquire, M.D. of Edinburgh, who was interred in Greyfriars Churchyard, 1st December, 1773. She died 27th November, 1793, leaving issue.

10. MARION SEMPILL, who died in Edinburgh, 14th May, 1796.
11. REBECCA SEMPILL, who died in Edinburgh, 16th September, 1811.

XIII. JOHN, Twelfth LORD SEMPILL, the eldest son, succeeded his father, and married 10th March, 1755, Janet, only daughter and heiress of Hugh Dunlop of Bishopston, in the County of Renfrew, Esquire, by whom he had issue—

1. HUGH, Master of Sempill.
2. GEORGE SEMPILL, born 26th August, 1763; a Lieutenant in the 78th Regiment of Foot, and died in the East Indies, in June, 1782.
3. PATRICK SEMPILL, died young.
4. SARAH SEMPILL, married 7th June, 1780, to Sir William Forbes of Craigievar, in the County of Aberdeen, Baronet, and died the 8th December, 1799, leaving with other issue—

The late Sir John Forbes of Craigievar, Baronet, who married in 1825, the Honourable Charlotte Elizabeth, second daughter of General, Lord Forbes, by whom he had two sons and five daughters, and was succeeded, on his death, which took place on the 16th of February, 1846, by his eldest son, Sir William Forbes, as 6th Baronet of Craigievar.

5. JANET SEMPILL.

6. JOHANNA SEMPILL, who died 10th July, 1840.

His Lordship died at Sempill House, 15th January, 1782, and was succeeded by his eldest son.

XIV. HUGH, Thirteenth LORD SEMPILL, born 1st July, 1758;

had the commission of Ensign and Lieutenant in the 3rd Regiment of Foot Guards, 24th December, 1777, of Lieutenant and Captain in the same, 26th February, 1781, and continued in the regiment till 1793. He married in London, 24th January, 1787, Maria, daughter of Charles Mellish of Ragnal, in the County of Nottingham, Esquire, and by her, who died in 1806, had issue—

1. SELKIRK, Master of Sempill.
2. FRANCIS SEMPILL, died at Calcutta, on the 2nd of January, 1823.
3. A son who died in infancy.
4. MARIA-JANET, who succeeded her brother.
5. SARAH SEMPILL.

His Lordship died at Boulogne Sur Mer, 25th January, 1830, and was succeeded by his only surviving son,

XV. SELKIRK, Fourteenth LORD SEMPILL, born in London, 12th February, 1788; sometime a Captain in the Renfrewshire Regiment of Militia, and died 4th May, 1835, unmarried, when the title devolved upon his eldest sister, the present Baroness.

XVI. MARIA-JANET, Second BARONESS SEMPILL, married the 14th June, 1836, Edward Candler, Esquire of Morton-Pinkney, in Northamptonshire, a Deputy-Lieutenant for that county.

CHARTERS AND OTHER DOCUMENTS RELATING TO
THE PARISH OF LOCHWINNOCH AND THE HOUSE OF
SEMPILL.

- 1.—*Charter of Confirmation by Malcolm, King of Scots, to Walter, son of Alan, of the office of Hereditary Steward, and of certain Lands.*
[A.D. 1158.]*

Carta hereditarii officii senescallatus Scotie et de diversis terris.

MALCOLMUS rex Scottorum, episcopis, abbatibus, comitibus, baronibus, justiciis, vicecomitibus, prepositis, ministris, cunctisque aliis probis hominibus clericis et laicis, Francis et Anglis, Scotis et Gallowidensisibus totius terre sue tam presentibus quam futuris, salutem. Notum sit vobis omnibus quod priusquam arma suscepi, concessi, et hac mea carta confirmavi Waltero filio Alani dapifero meo et heredibus suis de feodo et hereditate donationem quam rex David avus meus ei dedit, scilicet Renfrew et Passeleth et Polloc et Talahec et Kerkert et le Drep et le Mutrene et Eglisham et Lochinauche et Innerwick, cum omnibus istarum terrarum pertinentiis; et similiter ei hereditarie dedi et hac mea carta confirmavi senescalliam meam, tenendam sibi et heredibus suis de me et heredibus meis liberaliter in feodo et hereditate ita bene et ita plenarie sicut rex David ei senescalliam suam melius et plenarius dedit et concessit, et sicut ipse eam melius et plenarius ab eo tenuit. Preterea ego ipse eidem Waltero in feodo et hereditate dedi et hac eadem carta confirmavi, pro servitio quod ipse regi David et mihi fecit, Prethe quantum rex David in manu sua tenuit, et Inchienun et Steintum et Halestonesdene et Legardsnode et Birchinsyde; Et preterea in unoquoque burgo meo et in unaquaque dominica gista mea per totam terram meam, unum plenarium toftum ad hospitia sibi in eo facienda, et cum unoquoque tofto viginti acras terre. Quare volo et precipio ut idem Walterus et heredes ejus in feodo et hereditate teneant de me et heredibus meis in capite omnia prenominata, tam illa que ipse habet ex donatione regis David quam illa que ex mea habet donatione, cum omnibus eorum

* *Registrum Monasterii de Pas-clet*, Appendix, pp. 1 and 2.

pertinentiis et rectitudinibus, et per rectas divisas omnium prenominarum terrarum, libere et quiete, honorifice et in pace, cum sacca et socca, cum tol et them et infangtheeffe, in villis, in scallingis, in campis, in pratis, in pascuis, in moris, in aquis, in molendinis, in piscariis, in forestis, in bosco et plano, in viis, in semitis, sicut aliquis ex baronibus meis liberius et quietius feudum suum de me tenet: Faciendo mihi et heredibus meis de illo feudo servitium quinque militum. Testibus Ernesto episcopo Sancti Andree, Herberto episcopo de Glasgow, Johanne abbate de Kelkou, Willielmo abbate de Melros, Waltero cancellario, Willielmo et David fratribus regis, comite Gospatrick, comite Duncano, Richardo de Morweill, Gilberto de Umplraweill, Roberto de Bruis, Radolpho de Soulis, Philipo de Colneill, Willielmo de Sumervilla, Hugone Riddell, Davide Olifard, Valdevo filio comitis Gospatrick, Willielmo de Morweill, Baldwino de la Mar, Liolfo filio Maceus, &c. Apud arcem de Roxburgh, in festo Sancti Johannis Baptiste, anno regni nostri v^{to}.

ABSTRACT.

Malcolm, King of Scots, to bishops, abbots, earls, barons, justices, sheriffs, bailies, servants, and all other good men of his whole land, clerks and laics, French and English, Scots and Galwegians, present and future, greeting: Be it known to you all that before I received knighthood (*priusquam arma suscep*) I granted, and by this charter have confirmed, to Walter fitz Alan, my steward, and to his heirs in fee and heritage, the donation which King David, my grandsire, gave to him, namely Renfrew and Passeleth and Polloc and Talahec and Kerkert and the Drem and the Mutrene and Eglisham and Lochinavehe and Innerwick, with all pertinents of these lands. And likewise, I gave to him in heritage, and have confirmed by this charter, the office of my steward (*meam senescalliam*), to hold to him and his heirs of me and my heirs freely, in fee and heritage, as well and as amply as King David gave and granted to him his stewardship (*senescalliam suam*), and as he himself best and most amply held it. Moreover, I myself gave, and by this same charter have confirmed, to the same Walter in fee and heritage, for the service which he did to King David and to myself, Prethe as much as King David held in his own hand, and Inchenan and Steintun and Halestonden and Legardswode and Birchinsyde, and farther, in every one of my burghs, and in every one of my demesne dwellings (*dominica gista*), through my whole land, an entire toft to make him a residence there, and with each toft twenty acres of land. Wherefore I will and command

that the same Walter and his heirs hold in fee and heritage of me and my heirs in chief all the forenamed subjects, both those which he has by gift of King David and those which he has of my gift, with all their pertinents and rights, and by the right bounds of all the foresaid lands, freely and quietly, honourably and in peace, with sac and soc, with tol and them and infangtheefe, in vils and shealings, in plains, in meadows, in pastures, in moors, in waters, in mills, in fishings, in forests, in wood and plain, in roads and paths, as any one of my barons most freely and quietly holds his fief of me; Rendering to me and my heirs for that fief, the service of five knights. Witnesses, Ernald bishop of St. Andrews, Herbert bishop of Glasgow, John abbot of Kelso, William abbot of Melros, Walter the chancellor, William and David the king's brothers. Earl Gospatric, Earl Duncan, Richard de Morevil, Gilbert de Umphravill, Robert de Brus, Ralph de Sulis, Philip of Colevil, William of Sumervil, Hugh Riddell, David Olifard, Valdev, son of Earl Gospatric, William de Morevil, Baldwin de la Mar, Liolf son of Maccus. At the castle of Roxburgh, in the feast of St. John the Baptist, the fifth year of our reign [1158].

2.—*Charter of King William the Lion, granting the Lands of Moniabrook, and the right of fishing in the Loch of Lochwinnoch to the Monks of Paisley.* [1180-1214.]¹

Confirmatio Wilelmi regis Scotie, de Moniabrok et de piscatura Loucwynhok.

WILELMUS Dei gratia rex Scottorum omnibus probis hominibus totius terre sue clericis et laicis salutem. Sciant presentes et futuri me concessisse et hac carta mea confirmasse Deo et ecclesie Sancte Marie et Sanctorum Jacobi et Mirini de Passellet, et monachis ibidem Deo servantibus, terram de Moniabrok in Stragriff quam Alanus filius Walteri eis dedit, per easdem rectas divisas que scripte sunt et nominate in carta predicti Alani; Tenendam in liberam et perpetuam elemosinam, cum dimidia piscatura in exitu lacus de Loucwynhok, et cum libertate piscandi in ipso lacu de Loucwynhok quotiens ipse Alanus ibi piscari faciet, et cum omniibus asiamentis prescripte terre, ita libere, quiete, plenarie et honorifice sicut alias elemosinas suas liberius, quietias, plenius et honorificentius tenent et possident, et sicut carta predicti Alani testatur, Salvo servitio meo. Testibus, Hugone

¹ *Reg. de Pass.*, p. 253.

cancellario meo, Philippo de Valon' camerario, Roberto de Londe filio meo, Wilhelmo de Haia, Wilhelmo Giffard, Alexandro vicecomite de Streu-leyn, Wilhelmo Flandres', Henrico de Graham, Henrico de Cornamok, Philippo de Lundun, apud Clackmannan vicesimo quinto die Maii.

ABSTRACT.

Charter by King William the Lion, granting to God, and to the Church of St. Mary, and of Saint James and Saint Mirin, of Paisley, and the monks there serving God, the land of Moniabrock in Stragriff, which Alan, son of Walter, gave to them, by the same just bounds which are written and named in the charter of the aforesaid Alan: To be held in free and perpetual almsgift, with the half of the fishing in the outgate of the loch of Lochwinnoch, and with the liberty of fishing in the loch itself, as oft as the said Alan should cause it to be fished there; and with all easements of the aforewritten land, as freely, quietly, fully, and honourably, as they held the same in terms of the aforesaid charter of Alan: saving the King's service. Dated at Clackmannan, 25 May, [1180-1214.]

3.—*Charter of Florence, bishop elect of Glasgow, confirming the gift of certain Churches and Lands to the Monks of Paisley.* [1202-1207.]¹

Confirmatio electi Florentii, omnium ecclesiarum.

FLORENTIUS Dei gratia Glasguensis electus omnibus sancte matris ecclesie filiis tam presentibus quam futuris salutem in Domino. Sciatis nos concessisse et hac carta nostra confirmasse Deo et ecclesie Sancti Jacobi et Sancti Mirini de Passelet et monachis ibidem Deo servientibus, in liberam et quietam et perpetuam elemosinam, ecclesias et capellas in episcopatu Glasguensi eis pia devotione collatas, scilicet ecclesiam de Irschin, ecclesiam de Kilpatric, ecclesiam de Kelenan, ecclesiam de Kilmacolm, ecclesiam de Innyrkyp, capellam de Lochwinnoc, ecclesiam de Dalziel, ecclesiam burgi de Prestwic, ecclesiam de altera Prestwic, ecclesiam Sancti Oswaldi de Thumbery, cum terris et decimis et omnibus ipsarum ecclesiarum proveniuntibus et justis pertinentiis: Tenendas ita libere, quiete, plenarie et honorifice, sicut alie conventuales [ecclesie] parochiales ecclesias suas in episcopatu Glasguensi liberius, quietius, plenius et honorificentius tenent et possident: Salvis episcopalibus. Hiis testibus, Herberto decano, et Roberto archi-

¹ *Reg. de Fus.*, p. 113.

diacono Glasguensi, magistro Johanne officiali nostro, Beda, Elia, Jocelino, canonicis Glasguensibus, Philippo de Perthec, Benedicto capellano, et magistro Theodoro, et Mauricio Lupell, clericis nostris, Johanne de Kilbrid, et multis aliis.

ABSTRACT.

Confirmation by Florence, bishop elect of Glasgow, confirming to the Church of St. James and St. Mirin of Paisley, and the monks there serving God, in free and perpetual alms-gift, the churches and chapels in the diocese of Glasgow, granted to them by pious devotion, namely, the churches of Erskine, Kilpatrick, Kelenan, Kilmalcolm, Inverkip, the chapel of Lochwinnoch, the churches of Dalziel, of the burgh of Prestwick, of the other Prestwick, of St. Oswald of Turnbery, with the lands, teinds, and just revenues of the said churches.

4.—*Charter of the Lands of Moniabrock, by Alan, son of Walter, and the boundaries thereof, together with the right of fishing in the Loch of Lochwinnoch.* [1204.]¹

Carta Alani filii Walteri, fundatoris, de donatione Muniabroc et libertatibus ejusdem.

ALANUS filius Walteri, dapifer regis Scotie, universis sancte matris ecclesie filiis tam clericis quam laicis salutem. Sciunt presentes et futuri, quod ego Alanus filius Walteri dono et concedo, et hac carta mea confirmo Deo et Sancte Marie, et ecclesie Sancti Jacobi et Sancti Mirini de Passelet, et monachis ibidem Deo servientibus, in liberam et perpetuam elemosinam, pro salute domini mei Wilhelmi regis, et pro salute mea et heredum meorum, illam terram de Moniabroc in Stragrit, cum ejusdem divisas per quas Robertus Croc et Henricus de Nes, Wilhelmus filius Maidi, cum aliis probis hominibus, per preceptum meum eis illam perambulaverunt, scilicet, sicut torrens, qui curri subtus Craghenbroc descendit in Lughor, et sic per Lughor usque Cragmenan, et sic per unum wacellum de West de Cragmenan usque in Caldonere, et per Caldonere usque ad torrentem qui dicitur Cloghari, et per eundem torrentem usque ad rupem de Bardristenach, et per proximum sicut subtus illam rupem usque in rivulum de Logan, et per rivulum illum usque ad divisas de Cloghrodrie, et sic per divisas de Cloghrodrie usque ad predictum torrentem qui currit subtus

¹ *Reg. de Passe*, p. 13.

Craghenbroc. Preterea concedo eis ut faciant et habeant dimidiam piscaturam in exitu lacus de Loghwinnoe, et concedo eis libertatem piscandi in ipso lacu, quotiens ego vel heredes mei in ipso piscari faciemus. Hec autem omnia prenominata, dono et concedo predictis monachis ita libere, quiete, plenarie et honorifice, sicut alias elemosinas suas liberius, quietius, plenius et honorificentius, tenent et possident. Hiis testibus, Henrico de Curmannoc, Roberto Croc, Wilelmo Passelewe, Henrico de Nes, Jacobo capellano, Ricardo clerico, Wilelmo filio Maidi, Fulcono camerario, Hugone de Malleville, et multis aliis.

ABSTRACT.

Charter by Alan, son of Walter, Steward to the King of Scotland, granting to God and Saint Mary, and the church of Saint James and Saint Mirin of Paisley, and the Monks there serving God, in free and perpetual abus-gift, for the welfare of his lord King William, and for the welfare of himself and his heirs, his land of Moniabrock in Stragrif, with the bounds thereof by which Robert Croc, Henry of Nes, and William, son of Maid, with other prudent men, at the command of the said Alan, perambulated the same; that is to say, the burn which runs below Craghenbroc, goes down to Lughor, and so by Lughor as far as Cragmenan, and so by a march of Cragmenan as far as Caldovere, and by Caldovere to the burn which is called Cloghari, and by the same burn as far as the rock of Bardistrenach, and by the nearest syke under that rock as far as the Water of Logan, and by that water as far as the bounds of Clochrodrie, and thence to the aforesaid burn which runs below Craghenbroc: granting to them, furthermore, the half fishing in the outgate of the loch of Lochwinnoch; and also the liberty of fishing in the loch itself, as often as the granter or his heirs should fish there.

- 5.—*Charter by Walter, the son of Alan, granting to the Convent of St. Mary of Dalnulin upon Ayr, the Lands of Drumley and Syneshales, with the boundaries thereof.* [1208-14.]¹

Carta Walteri secundi, filii Alani, de Drumgrane, Drumley, et Petihaucingowin.

OMNIBUS Christi fidelibus presentibus et futuris, Walterus filius Alani, domini Regis Scotie senescallus, salutem. Noveritis me, divine caritatis intuitu,

¹ *Reg. de Pass.*, p. 23.

concessisse, dedisse, et hac carta mea confirmasse Deo et conventui beate Marie de Dalnulin super Arc, totam terram et pasturam de Drumley et Swyneshales, cum omnibus infra istas divisas contentis; scilicet et sicut rivulus cadit de Cunigham inter Barbeth et Cnoccheyad, et sicut ille rivulus descendit usque in rivulum de Drunagran, et inde ascendendo usque in Silreth, qui descendit subtus veterem domum meam versus aquilonem, et sicut idem Silreth cadit in transversum in Laveran, et per Laveran ascendendo usque ad divisas terre que fuit Roberti Croc de Neliston, et sic per easdem divisas terre Roberti Croc usque ad divisas de Cunigham: Item totam terram et pasturam de Petihaucingowin, cum omnibus infra istas divisas contentis; scilicet et sicut rivulus de Ardecapel descendit in lacum de Locwinnoe, et sic ascendendo per eundem rivulum usque in Merburen per ipsas divisas, per quas Alexander filius Hugonis ipsam terram de me aliquando tenuit, et sic per Merburen descendendo usque in rivulum qui descendit de Loc-taneu, et per eundem rivulum descendendo usque in Locwinnock, et inde per ripam de Locwinnock usque in predictum rivulum de Ardecapel; Tenendas et habendas, cum omnibus pertinentiis suis, libertatibus, et aisi-mentis, in puram et perpetuam elemosinam, liberam et quietam ab omni seculari servitio et exactione; Retentis mihi et heredibus meis, in hiis terris et pasturis predictis, feris et avibus tantummodo: Ita tamen quod liceat prefato conventui, ubicunque voluerint infra predictas divisas, edificare, [et] essartare ut domui sue viderint expedire, absque molestia et impedimento. Ego vero Walterus et heredes mei warrantizabimus, adquietabimus, et defendemus in perpetuum Deo et prefato conventui beate Marie de Dalnulin super Arc, predictas terras et pasturas, cum omnibus pertinentiis suis, et de omnibus rebus, contra omnes homines. Hiis testibus, domino Waltero Glasguensi episcopo, Adam abbate de Melros, Johanne abbate de Kilwinmin, Waltero Olifard justiciario Laudonie, David fratre suo, Reginaldo de Crawford vicecomite de Arc, Macolmo Loccard, Macolmo filie suo, Hugone filio Reginaldi, Rogerio filio Glay, Ricardo Valensi, Johanne de Mungumri, Hectore de Carric, magistro Hugone de Normavilla, magistro de Nes, Wilehmo, Luca, Odardo, capellanis, Wilehmo de Perthie, Roberto de Ellesam, clericis, et multis aliis hominibus.

ABSTRACT.

Charter by Walter, son of Alan, the Steward, granting to God and the convent of St. Mary of Dalnulin upon Ayr, all the land and pasture of Drumley and Swyneshales, with all things contained within these bounds, that is to say, as the river flows from Cunninghame between Barbeth and

Knockheyad, and so descends until it falls into the water of Drumgrane, and thence going up as far as to Silreth, which goes down below the granter's old house towards the north, and so the same Silreth fully cross-ways into Laveren, and by Laveren ascends to the bounds of the land which belonged to Robert Croc of Neilston, and so by the same bounds to the marches of Cunninghame: Also all the land and pasturage of Petihauchingowin, with all things contained within these bounds, namely, as the water runs from Ardecapel into the loch of Lochwinnoch, and so upwards by the same water as far as Merburen, by the same marches by which Alexander, son of Hugh, sometime had that land from the granter; and so by Merburen going down as far as the water which runs down from Loctancu, and by the same water goes down as far as Lochwinnoch, and thence by the bank of Lochwinnoch as far as the aforesaid water of Ardecapel: To be held, with all their pertinents, freedoms and easements, in pure and perpetual alms-gift, free and quiet from all secular service and exaction; the beasts of prey and birds only in these lands and pastures being retained to the granter and his heirs, so that it shall be lawful, nevertheless, to the aforesaid convent, to build wherever they will within the aforesaid bounds, and to cultivate, as to their house shall seem expedient, without molestation or hindrance.

6.—*Mandate by Alexander son of Walter, ordering Thomas de Bosco to measure certain lands belonging to the Monks of Paisley, &c. [1244.]*¹

Carta Alexandri filii Walteri de terra infra parchum inclusa et de viii celdris farine annue pensionis de Inchynnan.

ALEXANDER filius Walteri Scotie senescallus dilecto et fideli suo Thome de Bosco baronie de Renfru salutem. Mando tibi et precipio quatinus per probos et fideles homines mensurari facias totam illam terram que fuit monachorum de Passelet, quam dominus pater meus et ego includi fecimus in parco nostro ex occidentali parte rivuli de Espdare; et quot acras ibidem inveneritis, tot acras sine omni dilatione eis liberari facias propinquiores ecclesie eorum de Innirkyp quas eis dedi in excambium terre supradicte. Preterea eisdem incontinenti saisinam facias de sex acris terre propinquioribus capelle de Lochwinhoe quas eis dedi in liberam, puram et perpetuam elemosinam ex debito et promisso domini patris mei, pro terra que fuit

¹ *Reg. de Pass.*, p. 88.

Wilelmi Francigeni apud Innirwic, que michi et heredibus meis remanebit imperpetuum. Tibi insuper precipio quatinus eisdem monachis solvi facias singulis annis de firma de Inchynnan octo celdras farine, videlicet duas celdras quas eis debeo per cartam meam pro multura de Rass, et sex celdras quas ego et domina mater mea eis debemus annuatim in vita domini Radulphi capellani, in excambium terre eorum de Innerwic: et nullo modo omittas quin facias eis satisfieri de omnibus arreragiis dictarum sex celdrarum in quibus ego et domina mater mea eis tenemur. In ejus rei testimonium has litteras meas patentes tibi mitto. Vale.

ABSTRACT.

Mandate, by Alexander, son of Walter, Steward of Scotland, to Thomas de Bosco of the Barony of Renfrew, commanding him to measure, by prudent and faithful men, all that land which belonged to the Monks of Paisley, which his said father and he enclosed in their park, on the west side of the water of Espedair; and so many acres as he should find there, to deliver as many, without delay, to the said Monks, nearer their church of Innerkip, in exchange for the above-mentioned land: Further, to give them sasine, forthwith, of six acres of land nearer the chapel of Lochwinnoch, which the said Alexander gave to them in free, pure, and perpetual almsgift, as due to them by the promise of his father, for the land which belonged to William Francigen, which should remain with the granter and his heirs for ever: charging also the said Thomas to pay to the Monks, for each year, of the ferme of Inchinnan, eight chalders of meal, that is to say, two chalders which he owed to them by his charter, for the multure of Rass, and six chalders which he and the lady his mother owed to them yearly in the lifetime of Ralf, the chaplain, in exchange for their land of Innerwick, and to satisfy them of all arrears of the said six chalders. [A.D. 1246].

7.—*Charter of James, Steward of Scotland, conferring certain rights as to fishing on the Abbey of Paisley.*¹

Carta Jacobi senescalli Scotie super libero transitu aque de Loucwynhok.

SCIANT presentes et futuri quod ego Jacobus senescallus Scotie dedi, concessi et hac presenti carta mea confirmavi, divine caritatis intuitu, pro

¹ *Reg. de Pass.*, p. 254.

salute anime mee, Alexandri regis Scotie, omnium antecessorum meorum et successorum, Deo et beate Marie Virgini et Sanctis Jacobo et Mirino, Abbati et conventui de Passelet et monachis ibidem Deo servientibus et imperpetuum servituris, liberum transitum aque de Kertlouewynhok inter meum *yar* de Hachindunan de exitu lacus mei de Louewynhok et *ly yar* de Lyneleyft quod est dictorum monachorum, Abbatis et conventus, sine impedimento seu obstaculo quocunque ; ita quod [nec] ego nec heredes mei fieri permitteremus per nos seu alios quoscunque aliquod *yar*, impedimentum, piscariam, obstaculum seu clausuram, inter meum *yar* de Hachindunan et *yar* de Lyneleyf supradictum, per quod commodum piscarie de *ly yar* de Lyneleyf supradictum quod est dictorum Abbatis et conventus in aliquo poterit diminui seu dampnificari ; ita tamen quod licebit mihi et heredibus meis dictum *yar* de Hachindunan alibi super aquam de Kertlouewynhok infra terram meam mutare et facere, ita quod nullum *yar* seu piscariam preter unum tantum inter lacum Louewynhok et dictum *yar* de Leneleyf habebimus seu fieri faciemus aut permitteremus. Tenendum et habendum de me et heredibus meis in liberam, puram et perpetuam elemosinam adeo libere, quiete et pacifice sicut aliqua elemosina in regno Scotie tenetur et possidetur. Quam quidem donationem, concessionem et confirmationem ego et heredes mei contra omnes homines et feminas warantizabimus, acquietabimus et imperpetuum defendemus. In cujus rei testimonium presenti carte sigillum meum feci apponi. Hiis testibus, dominis Alexandro de Lyndesay, Reginaldo de Crauford, Waltero de Lyndesay, David de Lyndesay, militibus, magistro Gilberto de Tempilton rectore ecclesie Rotbyrsay, Johanne Morton vicario de Innerkyp, Fynlaio rectore ecclesie de Dunlon, et multis aliis.

ABSTRACT.

Charter by James, Steward of Scotland, in view of Divine charity, for the welfare of his soul, of Alexander king of Scotland, and of all his ancestors and successors, granting to the abbot and convent of Paisley, and the monks there serving God, the free passage of water from Kert Lochwinnoch, between his yare of Auchindounan, from the outlet of his loch of Lochwinnoch, and the yare of Lyneceleyft belonging to the said monks, abbot and convent, without impediment or obstaele whatsoever ; so that neither the granter nor his heirs shall permit, by themselves or others whatsoever, any yare, impediment, fishing, obstaele, or enclosure between his yare of Auchindounan and the yare of Lyneceleyf above named,

by which the convenience of the fishing of the yare of Lynceleyf might in any degree be diminished or damaged. So that, nevertheless, it should be lawful to the granter and his heirs to change and make the said yare of Auchindounan anywhere else upon the water of Kert Lochwinnoch, within his land, so that they permitted no yare or fishing but one only to be made between the loch of Lochwinnoch and the said yare of Lynceleyf: To be held of the granter and his heirs in free, pure, and perpetual almsgift: Given under the seal of the granter. [A.D. 1283-1303.]

8.—*Charter of King Robert the Bruce to Robert, called Sympil, granting lands at Largys.*¹

Carta Roberti Sympill.

ROBERTUS, etc. Sciatis nos dedisse concessisse et hac presenti carta nostra confirmasse Roberto dicto Sympil dilecto et fidei nostro totam terram cum pertinenciis que fuit quondam Johannis de Balliolo militis in tenemento de Largys. Tenendam et habendam predicto Roberto et heredibus suis de nobis et heredibus nostris in feodo et hereditate et in unam integram et liberam baroniam cum dominio libere tenencium ad eandem terram pertinencium vel pertinere valencium et cum serviciis eorundem et cum communi pastura de Largys et cum omnibus aliis libertatibus commoditatibus aysiamendis et iustis pertinenciis suis, libere quiete plenarie et honorifice. Reddendo inde nobis et heredibus nostris dictus Robertus et heredes sui unum denarium argenti tantum ad festum Pentecostes annuatim pro omni alio servicio exaccione seu demanda et faciendo tres sectas per annum ad curiam nostram vicecomitis de Are ad tria capitalia placita tenenda ibidem. In cuius rei, etc.¹

ABSTRACT.

Charter by King Robert the Bruce, to Robert called Sympil, of the whole land, with pertinents, which belonged to the late John of Balliol, Knight, in the tenement of Largys. To hold to the said Robert and his heirs, of the Crown, in fee and heritage, and in one whole and free barony, with the lordship of the freeholders belonging, or that might belong, to

¹ *Reg. Mag. Sig. Rot. I. No. 52.*

the said land, and with the services of the same: and with the common pasture of Largs, and other privileges; rendering therefor one penny of silver only, at Pentecost each year: and performing three suits yearly at the Sheriff Court of Ayr, at the three head pleas to be held there. [*Circa*, 1320.]

9.—*Charter by King Robert the Bruce to Thomas, called Sympil, granting lands at Langnidry.*¹

Carta Thome Sympil.

ROBERTUS, etc. Sciatis nos dedisse concessisse et hac presenti carta nostra confirmasse Thome dicto Sympil dilecto et fideli nostro pro homagio et servicio suo medietatem totius terre cum pertinenciis quam Nicholas de Dispensa inimicus noster et rebellis habuit ex infeodacione nostra hereditarie in villa et tenemento de Langnidryfe et quam idem Nicholas forisfeet erga nostram regiam dignitatem: Tenendam et habendam predicto Thome et heredibus suis de nobis et heredibus nostris in feodo et hereditate, per omnes rectas metas et divisas suas libere quiete plenarie et honorifice cum omnibus libertatibus commoditatibus aysiammentis et iustis pertinenciis suis debitis et consuetis: faciundo inde nobis et heredibus nostris predictus Thomas et heredes sui medietatem servicii vnus Architenentis in exercitu nostro. In cuius rei, etc.

ABSTRACT.

Charter by Robert the Bruce king of Scots, to Thomas called Sympil, for his homage and service, of the half of the land which Nicholas de Dispensa, the King's enemy and rebel, had by royal infeftment, heritably, in the town and tenement of Langnidry, and which the said Nicholas forfeited to his Majesty. To hold to the said Thomas and his heirs, of the Crown, in fee and heritage, with all pertinents, rights and privileges thereto belonging; rendering therefor the half service of one archer in the King's army. [*Circa*, 1320.]

¹ *Reg. Mag. Sig. Rot. I.* No. 69.

10.—*Confirmation by Robert II. of grant of lands of Glasford to John Sympil.*¹

Confirmacio Johannis Sympyll.

ROBERTUS dei gracia Rex Scottorum: Omnibus probis hominibus tocius terre sue, Salutem. Sciatis nos approbasse, etc., donacionem illam et concessionem quas primogenitus noster, Johannes comes de Carrie, fecit et concessit Johanni Sympill, filio et heredi Thome Sympill, dilecti et fidelis nostri, de terris de Glasford cum advocacione ecclesie eiusdem et cum tenandiis de Corsraguel de Ridern, et de Blackford. Necnon donacionem illam et concessionem, quas idem primogenitus noster fecit dicto Johanni, de Parco de Clonquarn de Knoeglas, de Clonskeach de Clayanyss, de Torranys et de Ardachryg, in baronia de Kylbryde infra vicecomitatum de Lanark. Tenendis et habendis dicto Johanni et heredibus masculis de corpore suo legitime procreandis, quibus forte deficientibus dicto Thome patri suo et heredibus suis legitimis quibuscunque, in feodo et hereditate, adeo libere in omnibus et per omnia, sicut carte dicti Primogeniti nostri, dicto Johanni inde confecte in se iuste continent et preportant. Saluo servicio nostro. In cuius rei, etc. Testibus, etc. Apud Dunfermelyne, xxij^{da}. die Julii. Anno regni nostri Quarto.

ABSTRACT.

Confirmation by Robert II., king of Scots, of the grant made by John, earl of Carrie, his first born, to John Sympill, son and heir of Thomas Sympill, of the lands of Glasford, with advocacion of the church thereof, and with the tenandries of Corsraguel, of Ridren, and of Blackford; also of the grant made by the same Earl, to the said John, of Park of Clonquarn, of Knoeglas, Clonskeach, Clayanyss, Torranys, and Ardachryg, in the barony of Kylbrid and shire of Lanark. To hold to the said John and the heirs-male of his body lawfully to be procreated; whom failing, to the said Thomas, his father, and his lawful heirs whomsoever, in fee and heritage, as freely in all respects as the charters above mentioned in themselves do contain and bear: Saving the King's service. Dated at Dunfermline, 22nd July, [1375].

¹ *Reg. Mag. Sig. Lib. II. No. 63.*

11.—*Charter by James II., granting lands of Southennane to Robert Sympill of Elliotstoun and his spouse, Elizabeth.*

Carta Roberti Synpil de Elliotstoune militis.

JACOBUS Dei gracia rex Scotorum Omnibus probis hominibus tocius terre sue clericis et laicis salutem: Sciatis nos dedisse concessisse et hac presenti carta nostra confirmasse dilectis nostris Roberto Symple de Elliotistoun militi et Elizabeth sponse totas et integras terras de Southennane cum pertinenciis jacentes infra vicecomitatum de Are quequidem terre cum pertinenciis fuerant dicti Roberti militis hereditarie et quas idem Robertus non vi aut metu ductus nec errore lapsus sed mera et spontanea voluntate sua in manus nostras apud Striueline coram subscriptis testibus per fustem et baculum personaliter sursum reddidit pureque simpliciter resignavit ac totum jus et clameum que in dictis terris cum pertinenciis habuit seu habere potuit pro se et heredibus suis omnino quittum clamavit imperpetuum Tenendas et habendas totas et integras terras de Southennane predictas cum pertinenciis dictis Roberto Symple de Elliotistoun militi et Elizabeth sponse sue et eorum alteri diucius viventi et post eorum decessum veris legitimis et propinquiioribus heredibus dicti Roberti Symple militis quibuscunque de nobis et heredibus ac successoribus nostris in feodo et hereditate imperpetuum per omnes rectas metas suas antiquas et diusas prout iacent in longitudine et latitudine cum omnibus et singulis libertatibus commoditatibus et asiamentis ac iustis pertinenciis suis quibuscunque tam non nominatis quam nominatis ad dictas terras cum pertinenciis spectantibus in futurum Et adeo libere quiete plenarie integre honorifice bene et in pace in omnibus et per omnia sicut dictus Robertus aut predicesores sui prenominate terras cum pertinenciis de nobis aut predicesoribus ante dictam resignationem nobis inde factum liberius tenuit seu possedit tenuerunt seu possiderunt In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precipimus testibus reuerendis in Christo patribus Willelmo Johanne et Thoma Glasguensi Moraviensi et Candidecase ecclesiarum episcopis Willelmo domino Creichtoun nostro cancellario et consanguineo predilecto dilectis consanguineis nostris Alexandro domino Montgomery Patricio domini le Glammys et Andrea domino le Gray Magistris Johanne Arous archidiacono Glasguensi et Georgeo de Shoriswod vicario de Calco apud Strinelin ultimo die mensis Octobris anno domini M^o cccc^o L^o et regni nostri decimo quinto.

ABSTRACT.

Charter by James II, king of Scots, to Robert Symple of Elliotstoun, knight, and Elizabeth his spouse, of all and whole the lands of Southenane, with the pertinents, lying within the shire of Ayr: which lands belonged to the said Robert heritably, and were by him personally resigned in the King's hands, at Stirling. To hold to the said Robert and Elizabeth his spouse, and the survivor of them, and after their decease, to the true lawful and nearest heirs of the said Robert Symple, knight, whomsocver, of the Crown, in fee and heritage for ever. Dated at Stirling, 31st October, 1451.

12.—*Account of Robert Symple of Eliotstoun, as Sheriff of Renfrew, rendered at Edinburgh, 26th July, 1455.*¹

Compotum Roberti Sympyl de Elyotstoune, militis, vicecomitis de Renfrew, redditum apud Edinburgh vicesimosexto die mensis Julii, anno Domini M^oCCC^o quinquagesimoquinto, de omnibus receptis suis et expensis per firmas et exitus ballie a die quinto mensis Julii anni Domini etc. quinquagesimiquarti usque in diem hujus compoti, et sic de duobus terminis infra hoc compotum.

Idem onerat se, in primis, de lxxxv li. viij s. ix d., per arreragia ultimi compoti sui, ut patet in pede ejusdem. Summa arreragiorum patet.

Item, idem onerat se de vj s. viij d. per vendicionem unius paris calcarium deauratorum albe firme terre de Cardonald de anno compoti. Et de j d. albe firme terre de Estyrealdwel de eodem anno. Et de j d. albe firme terre de Ricardoune juxta Linlithqw de eodem anno. Et de j d. albe firme dimedietatis terre de Craggyneach de eodem anno. Et de j d. albe firme terre de Rathow, que est Johannis de Menteth, de eodem anno. Et de j d. albe firme terre de Elyotstoune de eodem anno. Et de j d. albe firme terrarum de Thurstoune et de Wodhal de eodem anno. Summa hujus oneris, vij s. ij d.

Item, idem onerat se de xls. de firmis terrarum que dicuntur le Kingis Medow de anno compoti. Et de xx li. de firmis terrarum de Perthwixsympill alias vocataruna, nunc autem Perthwik regis, de anno compoti. Et de x li. de relevio terrarum de Dunrod, per saisinam datam Alexandro Lyndesay de eisdem. Et de xij s. iiij d. per vendicionem duorum parium calcarium deauratorum albe firme terre de Thornelee de anno precedente hoc compotum. Et de x li. de relevio terrarum de Fynart,

¹ *Exchequer Rolls*, VI. 103.

per saisinam datam Jacobo olim comiti de Douglas de eisdem, de anno precedente hoc computum. Et de xxx li. de firmis dictarum [terrarum] de Fynnart de tribus annis dictum annum precedentibus, existencium in manibus regis, predicta saisina non recuperata. Et de xj s. j d. ob. de firmis terrarum de Caldorhaleh termini beati Martini anni precedentis hoc computum, existencium in manibus regis, saisina non recuperata de eisdem, demptis duabus terciis earundem. Et de l s. de relevio earundem terrarum, regi debito per saisinam datam Jonete et Helene Park, sororibus. Et de vij s. v d. de firmis terrarum de Achingruthie, de termino beati Martini infra hoc computum, demptis duabus terciis earundem, existencium in manibus regis, saisina non recuperata de eisdem. Et de xxxij s. iij d. de relevio dicte quarte partis terre de Achingruthie, regi debito per saisinam datam Jonete et Helene Park, sororibus, de eisdem, de anno compoti. Summa hujus oneris, lxxvij li. xv s. ij d. ob.

Summa totalis oneracionis preter arreragia, lxxvij li. ij s. iij d. ob.

Summa totalis oneracionis cum arreragiis, j^lxxij li. xj s. j d. ob.

Et non onerat se de aliquibus aliis wardis, releviis, maritagiiis, finibus, eschaetis, aut exitibus curie sue, licet curias tenuerit et amercamenta levaverit, igitur injungitur sibi, sub pena amissionis officii sui, quatenus in proximo compoto suo. Nec oneravit se de vij li. iij s. de exitibus unius itineris camerarie foristallancium burgum de Renfrew de anno precedente hoc computum, licet desuper extractum a camerario recipit ultra onus suum suprascriptum de dicto itinere. Neque de xiiij li. xv s. de exitibus unius itineris camerarie de anno compoti tenti infra dictum burgum, cum quibus onerandus est in proximo compoto suo.

Expense ejusdem. In primis, allocate compotanti, ex dono domini nostri regis facto Willelmo de Cranstoun de Corsby, militi, de relevio terrarum de Innerwik, ut patet per literas domini nostri regis sub signeto et subseriptione ostensas super computum, xxvj li. xij s. iij d. Et eidem per remissionem factam per dominum nostrum regem Roberto Sympil de Fulwod de relevio suo de Caldorhaleh, ut patet per literas domini regis super dicta remissione compotanti directas sub signeto ostensas super computum, de anno compoti, v li. Et per solucionem factam Donaldo et Gilberto Makwat, cursoribus domini regis, de mandato ejusdem literatorio sub signeto de precepto, de anno compoti, de arreragiis ultimi compoti sui, sub periculo compotantis, iij li. Et per solucionem factam Willelmo Bonar, compotorum rotulatori, ad expensas domicilii domini regis, ipso fatente receptum super computum, xxxvj li. xij s. iij d., pro quibus respondebit. Et eidem, per remissionem factam in favorem Gilberti

Kenedy Henrico Kenedy de alba firma septem parium calcarium deauratorum contenta in areragiis compotantis, ut patet perliteras domini regis de remissione compotanti directas ostensas super compotum, xlvj s. viij d. Et allocate eidem de firmis terrarum de Fynnart de tribus annis superius in onere contentis, eo quod quondam dominus Georgius Creichtoune intromisit cum eisdem per dictum tempus, xxx li., et ideirco scribetur per dominum regem vicecomitibus de Elinburgh et de Perth, quatenus distringant Jacobum de Creichtoune, filium et heredem dicti Georgii, terras et bona sua, pro dicta summa, de qua summa onerabuntur in compotis suis proximo reddendis. Et eidem, per superfluum oneracionem duarum terciarum exeuncium de terris de Auchingruth, cum quibus compotans superius est oneratus, xvij s. vj d. Et dicto Willelmo Bonar, compotorum rotulatori, recipienti super comptum, v li., de quibus respondebit. Summa expensarum, j^o xli. xj s. x d. Et sic restant liij li. xix s. iij d. ob. De quibus, pendent de releuo terrarum de Auchingruth de termino beati Martini proximo futuri, quia nondum venit levacio ejusdem, vij s. v d., cum quibus onerabitur in proximo compoto suo.

Memorandum de firmis terrarum de Fynnart, que sunt de proprietate domini regis, et quod dictus vicecomes respondebit pro firmis earundem de termino Penthecostes ultimo et de futuris terminis, cum quibus onerabitur in proximo compoto suo.

ABSTRACT.

Account of Robert Semple of Eliotstoun, Knight, Sheriff of Renfrew, rendered at Edinburgh on 26th July 1455, of all his receipts and disbursements by fermes and exits of the bailiery, from the 5th July 1454.

The charge contains £85 8s. 9d. of arrears of last account: 6s. 8d. by sale of a pair of gilt spurs of the blensh ferme of the land of Cardonald, for the year of account: one penny of the blensh ferme of Easter Caldwell; one penny of the blensh ferme of Ricartoun near Linlithgow; one penny of blensh ferme of the half of Cragynfeach; one penny of the blensh ferme of Ratho, belonging to John of Menteth; one penny of blensh ferme of Eliotstoun; and one penny of blensh ferme of Thurstoun and Wodhall, all of the year of account, and amounting to 7s. 2d. Also, 40s. of the fermes of the lands called the King's Meadow; £20 of the fermes of the lands of Perthwic Semple, now called Perthwic regis: £10 of the relief of the lands of Dunrod, by sasine thereof given to Alexander Lindsay: 13s. 4d. by sale of two pairs of gilt spurs of the blensh ferme of

Thornlee, for the year preceding the account : £10 of the relief of Fynart, by sasine given to James sometime earl of Douglas, for the same year : £30 of the fermes of the said lands of Fynart, for three years preceding the said year, during which they were in the King's hands: 11s. 1½d. of the fermes of Calderhauch in the King's hands, for the term of Martinmas preceding the account, two-thirds thereof being deducted : 50s. of relief of the said lands, due to the King, by sasine given to Janet and Helen Park, sisters : 7s. 5d. of the fermes of Achingruthe, for the term of Martinmas within this account, being in the King's hands, two thirds being deducted : and 33s. 4d. of the relief of the said fourth part of Achingruthe, due to the King, by sasine given to the said Janet and Helen Park, in the year of account. The charge amounts to £78 2s. 4½d., besides the arrears.

The comptur does not charge himself with certain other wards, reliefs, marriages, fines, escheats, or exits of his court, although he held courts and levied amercements, therefore he is bound to charge these on his next account, under pain of the loss of his office. Neither has he charged himself with £7 4s. of fines of a chamberlain court of the forestallers of the burgh of Renfrew in the year preceding the account, albeit he had received from the chamberlain an extract thereupon, besides his charge above written of the said court ; nor with £14 16s. of fines of a chamberlain court held within the said burgh, in the year of this account, with which he must be charged in his next account.

The discharge contains, £26 13s. 4d. given by the King to William Cranstoun of Corsby, Knight, of the relief of the lands of Innerwik : £5 by remission granted by the King to Robert Semple of Fulwood, of his relief of Calderhauch : £4 paid, by the King's order, to Donald and Gilbert Makwat, the King's runners, out of the arrears of last account, on the comptur's risk : £36 13s. 4d. paid to William Bonar, Comptroller, towards the expenses of the royal household : 46s. 8d. by remission granted to Henry Kennedy, in favour of Gilbert Kennedy, of the blensh ferme of seven pairs of gilt spurs, contained in the arrears of the comptur : £30 of the fermes of Fynnart, for the three years contained in the charge, because the deceased Sir George Creichton intromitted therewith for the said time, and for which the Sheriffs of Edinburgh and Perth shall distrain the lands and goods of James Creichton, son and heir of the said George : 18s. 6d. by the overcharge of two thirds out of the lands of Auchingruth : and £5 paid to the said William Bonar. The amount of the discharge is £141 11s. 10. A memorandum is added regarding the fermes of the

lands of Fynnart, which are the property of the King, that the said Sheriff shall be charged therewith in his next account.

13.—*Account of Sir Robert Semple of Elliotstoun, as Sheriff of Renfrew, rendered at Edinburgh, 25th September, 1456.*¹

Compotum domini Roberti Simple de Eliotstoun, militis, vicecomitis de Renfrew, redditum apud Edynburgh vicesimoquinto die mensis Septembris anno Domini etc. quinquagesimosexto, de omnibus receptis suis et expensis per firmas et exitus ballie sue a die vicesimoseptimo mensis Julii anni Domini etc. quinquagesimiquinti usque in diem hujus compoti, et sic de duobus terminis infra hoc compotum.

Idem onerat se, in primis, de liij li. xix s. iij d. ob., per arreragia ultimi compoti sui, ut patet in pede ejusdem. Summa arreragiorum patet.

Item, idem onerat se de vjs. viij d. per vendicionem unius paris calcarium deauratorum albe firme terre de Cardonald de anno compoti. Et de j d. albe firme terre de Estircaldwell de eodem anno. Et de j d. albe firme terre de Ricardtoun juxta Linlithqw de eodem anno. Et de j d. albe firme dimedietatis terre de Cragginfeach de eodem anno. Et de j d. albe firme terre de Rathow, que est Johannis de Menteth, de eodem anno. Et de j d. albe firme terre de Eliotstoun de eodem anno. Et de j d. albe firme terrarum de Thuristoun et de Wodhall de eodem anno. Summa hujus oneris, vij s. ij d.

Item, idem onerat, se de vli. de firmis terrarum de Fynnard de termino Penthecostes precedente hoc compotum, cum quibus omisit se onerare in ultimo compoto suo. Et de x li. de firmis dictarum terrarum de anno compoti, que sunt de proprietate domini regis. Et de xxij s. ij d. de relevio tereie partis terrarum de Lechelend, per saisinam datam Johanni Laurencii, filio quondam Laurencii Stanelee, cum quibus eciam omisit se onerare, quia saisina data fuerat anno domini regis decimoseptimo. Et de ij d. per duplicacionem albe firme medietatis terrarum de Overjohnstoun, per saisinam datam Andree Galbrathe de eisdem, anno domini regis decimo octavo. Et de viij li. de relevio terrarum de Gawan, regi debito per saisinam datam Willelmo Boyd, anno regis decimonono. Et de ij d. per duplicacionem albe firme terre de Brousterland, regi debite per saisinam datam Willelmo Lowudris de eadem. Et de xiiij li. xvj s. de

¹ *The Exchequer Rolls of Scotland*, VI. 103.

exitibus unius itineris camerarie tenti infra burgum de Renfrew de anno precedenti hoc computum. Summa hujus oneris, xxxviiij li. xvij s. vj d.

Summa totalis oneracionis preter arreragia, xxxix. li. v s. viij d.

Summa totalis oneracionis cum arreragiis, iiij^{xx}xij li. iiij s. xj d.

Et non onerat se de octuaginta libris de firmis terrarum de Barrochan de quatuor annis precedentibus hoc computum, que in manibus domini regis extiterunt, saisina non recuperata de eisdem, quia computans certificat auditores quod Willelmus quondam episcopus Glasguensis concessit wardam dictarum terrarum domino de Howistoun, quam computans asserit se habuisse a domino rege, super quo inquirendum est.

Expense ejusdem. In primis, allocati computanti per solucionem factam Donaldto M^cWatt, cursori domini regis, pro feodo suo de anno compoti, de mandato domini regis literatorie sub signeto ostenso super computum, sub periculo computantis, xl s. Et domino Niniano, recipienti super computum x li. Et per solucionem factam Willelmo Bonare, tunc compotormu rotulatori, ad expensas domicilii domini regis, ipso fatente receptum super computum, x li., pro quibus respondebit. Et predicto domino Niniano Spot, fatenti receptum super computum, vij s. v d., pro quibus respondebit. Summa hujus expense xxij li. vij s. v d. Et sic restant lxx li. xvij s. vj d., unacum quinque libris de relevio terrarum de Knokmaddy, per saisinam datam Johanni Mure de eisdem, cum quibus omisit se superius onerare. Et sic summa restancie extendit se ad lxxiiij li. xvij s. vj d. De quibus, allocate computanti de firmis terrarum de Fynnard de anno hujus compoti, quia vicecomes de Dunbretan oneravit se cum firmis ejusdem de dieto anno hujus compoti, x li. Summa hujus allocacionis patet. Et sic restant lxxiiij li. xvij s. vj d., quas debet.

ABSTRACT.

Account of Sir Robert Semple of Eliotstoun, Knight, Sheriff of Renfrew, rendered at Edinburgh on 25th September 1456, of his receipts and expenses, by the fermes and exits of his bailiery, from the 27th of July 1455.

Besides the arrears of last account, he charges himself with 6s. 8d. by the sale of one pair of gilt spurs, of the blensh ferme of Cardonald: the blensh ferme of one penny each from the lands of Easter Caldwell, Ricartoun, half of Crainifeach, Ratho, Eliotstoun, Thurstoun and Woodhall: £5 of the fermes of Fynnart for the Whitsunday term preceding the account, and £10 of the fermes of the same lands, which are the King's

property, for the year of account: £1 2s. 2d. of the relief of the third part of the lands of Lecheland, by sasine given to John Laureuson, son of the deceased Laurence Stanelee, with which he omitted to charge himself, because sasine was given in the seventeenth year of the King: Two pence, by duplication of the blensh ferme of the half of Over Johnstoun, by sasine given to Andrew Galbraith in the eighteenth year of the King: £8 of the relief of the lands of Gawan, due to the King, by sasine given to William Boyd, in the nineteenth year of the King: Tenpence by duplication of the blensh ferme of Brousterland, by sasine given to William Lowndris: and £14 16s 0d. of the fines of a chamberlain court held within the Burgh of Renfrew, the year preceding the account. The charge amounts to £39 5s. 8d.

There is left out of this charge the sum of £80 of the fermes of Barrochan for the four years preceding the account, the lands being in the hands of the King, in default of the recovery of sasine, because the comptroller certifies the auditors that William, late bishop of Glasgow, granted the ward of these lands to the laird of Howistoun, which the comptroller asserted that he himself had from the King; in regard to which enquiry is to be made.

The discharge contains, 40s. to Donald McWatt, the King's runner, for his yearly fee: £10 to William Bonar, then comptroller, for expenses of the King's household: £10 7s. 5d. to Sir Ninian Spot: £5 of the relief of Knockmaddy, by sasine given to John Mure. It is noted that the Sheriff of Dumbarton charged himself with the fermes of Fynnart for the year of the account, for which £10 is allowed to the said Sir Robert Semple.

14.—*Charter by James III., King of Scots, to William Semple, Knight, dated at Edinburgh, 4th October, 1474.*¹

Carta Willielmo Sempil militi terris de Eleotstoune.

JACOBUS Dei gracia Rex Scotorum, omnibus probis hominibus tocius terre sue clericeis et laicis salutem Sciatis nos dedisse concessisse et hac presenti carta nostra confirmasse dilecto nostro Wilelmo Sempill militi filio et heredi apparenti dilecti nostri Roberti Sempill de Elleotistoune

¹ *Reg. Mag. Sig. Lib.* 7. No. 396.

militis omnes et singulas terras de Elleotistoun cum pertinenciis jacentes infra vicecomitatum de Renfrew ac omnes et singulas terras de Glasfurd cum pertinenciis jacentes in dominio de Kilbrid infra vicecomitatum nostrum de Lanerk Neenon omnes et singulas terras de Svthennan cum pertinenciis jacentes in balliatu de Cunyngham infra vicecomitatum nostrum de Are ac omnes et singulas terras de Rossy cum pertinenciis jacentes in comitatu de Straithern infra vicecomitatum de Perth: Que quidem terre cum pertinenciis fuerunt dicti Roberti Simpill militis hereditarie et quas idem Robertus non vi aut metu ductus nec errore lapsus sed sua mera et spontanea voluntate in manus nostras apud Faucland per fustem et baculum et suos procuratores ad hoc legitime constitutos sursum reddidit pureque simpliciter resignavit, ac totum jus et clameum que in dictis terris cum pertinenciis habuit seu habere potuit pro se et heredibus suis omnino quiltumclauavit imperpetuum. Tenendas et habendas omnes et singulas predictas terras de Elliotstoun Glasfurd Suthennan et Rossy cum pertinenciis dicto Wilhelmo Simpill militi et heredibus suis de nobis heredibus et successoribus nostris in feodo et hereditate imperpetuum per omnes rectas metas suas antiquas et diuisas prout jacent in longitudine et latitudine in boscis planis moris marresiis viis semitis aquis stagnis riolis pratis pascuis et pasturis molendinis multuris et eorum sequelis aucupacionibus venacionibus piscacionibus petariis turbariis carbonariis lapideis lapide et calee fabrilibus braciis brueriis et genestis cum curiis et earum exitibus herezekdis bludivitis et merchetis mulierum: Ac cum omnibus aliis et singulis libertatibus commoditatibus et asiamentis ac justis pertinenciis suis quibuscunque tam non nominatis quam nominatis ad dictas terras cum pertinenciis spectantibus seu juste spectare valentibus quomodolibet in futurum, et adeo libere quiete plenarie integre honorifice bene et in pace in omnibus et per omnia sicut dictus Robertus aut predecessores sui prenomatas terras cum pertinenciis de nobis aut predecessoribus nostris ante dictam resignacionem nobis inde factam liberius tenuit seu possedit tenuerunt seu possiderunt flaciendo inde annuatim dictus Wilhelmus et heredis sui nobis heredibus et successoribus nostris jura et seruicia de dictis terris debita et consueta Reservato libero tenementi omnium dictarum terrarum prefato Roberto pro toto tempore vite sue. In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precipimus Testibus ut in carta precedente [reuerendis in Christo patribus Johanne episcopo Glasguensi Vilelmo episcopo Orchadensi nostri secreti sigilli custode dilectis consanguineis nostris Andrea domino Anuandale cancellario nostro Colino comite de Argyle domino Lorne,

magistro Hospicii nostri Dauide comite de Crawfurde domino Lindesay et magistro Archibaldo de Quhitlau archidiacono Laudonie nostro secretario.] Apud Edinburgh quarto die mensis Octobris anno domini millesimo quadringentesimo septuagesimo quarto et regni nostri decimo quinto.

ABSTRACT.

Charter by James III., king of Scots, to William Semple, knight, son and apparent heir of Robert Semple of Elliotstoun, knight, of all and sundry the lands of Elliotstoun, with the pertinents, in the shire of Renfew; all and sundry the lands of Glasfurd, in the lordship of Kilbride and shire of Lanark; and all and sundry the lands of Southenan, in the bailiery of Cuningham and shire of Ayr; and all and sundry the lands of Rossy, in the earldom of Strathearn and shire of Perth. Which lands belonged to the said Robert Semple, and were by him and his procurators freely resigned in the King's hands, at Falkland. To hold to the said William Semple, knight, and his heirs, of the crown, in fee and heritage, for rendering the services due and wont. Reserving the frank tenement of all the said lands to the aforesaid Robert for the whole time of his life. Dated at Edinburgh, 4th October, 1474.

15.—*Instrument of sasine of lands of Cragrossy.*

Instrumentum super saisina facta terrarum de Cragrossy Johanni Domino Symple.

WALTERUS Kynkell marifeodus vnus partis senescallatus de Stratherne habens vnun preceptum regium inclusum sub alba cera more capelle regie directum Johanni domino Drummond senescallo de Stratherne tradidit saisinam Niniano Marschell attornato Johannis domini Symple de terris de Cragrossy secundum formam precepti regii et antique infeodationis. x^o die Novembris mcccclxxxviij.¹

ABSTRACT.

Walter Kynkell, mair of fee of one part of the Stewartry of Stratherne, having a royal precept under the white wax, in the manner

¹ *Registrum Glasguense*, II. 464.

of the King's Chapel, directed to John lord Drummond, steward of Stratherne, delivered sasine to Ninian Marshall, attorney of John lord Semple, of the lands of Cragrossy, according to the form of the royal precept, and old infeftment, on 10th November, 1488.

16.—*Continuation of action regarding alleged claim for double rent by the Abbot of Paisley, from Thomas Montgomery for Chapel Lands of Drumry.*¹

The lords continewis the actionns of sovnmounds betuix Thomas of Montgumry one the ta parte and Schir William Simpil, Knecht, balze to the abbot of Paslaye and Caly Rosse one the tother parte, anent the poinding and taking of his gudes for double malis of the lands of the chapel llands of Drumry clamit be the said Thomas to be his tak set to him be Wilzam of Levingstone of Drumry vnto the secund day of October next to cum with continuatioun of dayis before the lords of counsale in the samyn force and effect as it is now in, but preiudice of partiis and assignis to the Abbot of Paslay the said William of Levingstoun, Schir William Simpill, Caly Rosse and Thomas, the saide secund daye to bring withe thaim sic Richts evidents lettres writtis and documents sic as thai will vse and schawe for thaim in the said matter And that the saids partiis ar summoned apud acta and ordainis the chaplain of the saide lands to be warnit for his interest to the saide daye.

17.—*Decreet Arbitral for settlement of feuds between the families of the Earl of Lennox and Lord Semple.*²

Decreet Arbitral, pronounced by Robert, Lord Lyle, Sir John the Ross of the Halkhead, Sir John of Chawmir of Gatgyrth, and others, on the submission made to them by the said John, Earl of Leuenax, and Sir John Lord Semple, decerning and ordaining that the said Earl and Mathew, his son, and the said Sir John Lord Semple, should mutually remit and forgive all unkindnesses and injuries done to each other in times past, and that the retainers of both parties should satisfy each other for mutual injuries done by themselves to one another. Dated at Renfrew, 16th March, 1491.

¹ *Historical Manuscripts Report*, III. ii. 391. The original is in the possession of His Grace The Duke of Montrose.

² *Hist. MS. Report*, 391.

18.—*Indenture between the Dean and Chapter of Glasgow, and John Lord Semple, dated at Glasgow, 2nd May, 1494.*¹

Endentura continens conventionem inter Decanum et capitulum Glasguense et Johannem dominum Sympill super ecclesia de Glasfurd.

ENDENTURA edita apud civitatem Glasguensem ii^o die mensis Maij mccccxciv . ostendit et fidem facit quod appunctuatum et concordatum extitit sub modo et forma infrascriptis . quod decanus et capitulum concedent in excambium et emphiteosim terras vocatas Risdalemuire de Largis et Tuerly cum pertinentiis jacentes infra balliam de Conynghame prefato domino Johanni Sympill et suis heredibus in perpetuum . Pro quibus quidem terris cum pertinentiis predictus dominus Johannes Sympill et heredes sui persolvet et persolvent dictis decano et capitulo xx libras vsualis monete regni Scotie ad duos anni terminos consuetos festa videlicet Penthecostes et S^{ti} Martini in hyeme per equales portiones futuris temporibus . ac etiam durante vita Magistri Willelmi Stewarde rectoris ecclesie parrochialis de Glasfurd Glasguensis dioceseos dictus Johannes et heredes sui persolvet et persolvent annuatim vt premittitur eisdem decano et capitulo ad prefatos terminos vltra xx libras x marcas prefate monete Scotie . Pro quibus quidem excambio et commutatione ac in emphiteosim concessione ut premittitur fiendis dictus Johannes dominus Sympill donabit et concedet prefatis decano et capitulo advocationem et jus patronatus dicte ecclesie de Glasfurd ac consentiet vnioni ejusdem ecclesie cum suis terris fructibus et emolumentis communibus distributionibus sive mense capitulari dictorum decani et capituli in perpetuum fiendis tanquam ecclesie communis eorundem . Demum dictus Johannes dominus Sympill tanquam ballivus dictorum decani et capituli fideliter observabit assedacionem eorundem factam tenentibus commorantibus in eisdem terris per ipsos decanum et capitulum pro tribus annis immediate sequentibus juxta formam et tenorem litterarum assedacionis desuper confectarum eisdem per dictum decanum et capitulum absque obstaculo vel demanda inquietatione seu molestatione quibuscumque per eum aut alios ejus nomine qualitercumque prestandis et fiendis . Insuper dictus Johannes dominus Sympill persolvet annuatim decano et capitulo Glasguensi omnia emolumenta firmarum et gersumas ac alleca et omnia alia et singula debita sicut ipse decanus et capitulum ante hujusmodi contractum perceperunt donec et quousque

¹ *Registrum Glasguense*, II. 485.

intraverint possessionem pacificam dicte ecclesie per cessum vel decessum Magistri Willelmi Stewarde nunc possessoris ejusdem.

ABSTRACT.

Indenture between the Dean and chapter of Glasgow, and John Lord Semple, whereby it is agreed that the former shall grant to the latter the lands called Risdalemure, of Largs and Tuerly, in the bailiery of Cuningham, in exeambion and emphiteosin: for which lands the said John Lord Sempill and his heirs shall pay to the said Dean and chapter £20 Scots, at the terms of Whitsunday and Martinmas, by equal portions, in time coming: and also, during the life of Mr. William Stewart, rector of the parish church of Glasford, the said John and his heirs shall pay yearly to the said Dean and chapter a further sum of £20 10 merks Scots, at the aforesaid terms: For which exeambion and commutation, and grant in emphiteosin, the said John Lord Sempill shall give to the aforesaid Dean and chapter the advocation and right of patronage of the church of Glasford: and shall consent to the union thereof with their fruits and emoluments, common distributions or chapter table of the said Dean and chapter, as of a common church of theirs. Whilst the said John Lord Semple, as bailie of the said Dean and chapter, shall faithfully observe their assedation made to the tenants dwelling on the said lands, for three years immediately following, according to the tenor of their letters of assedation, without obstacle or molestation by him or others in his name: Further, the said John Lord Semple shall pay yearly to the Dean and chapter all the emoluments of the fermes and grassums, and the herrings, and all others due, as they received the same before this contract, until they shall enter upon the peaceful possession of the said church by the cession or decease of the said Mr. William Stewart, now possessor thereof. Dated at Glasgow, 2nd May, 1494.

19.—*Confirmation of Charter of Thomas Ross of Montgrenan, in favour of John Lord Semple, 12th March, 1494.*¹

Carta confirmationis Joanni Domino Sempill terris de Mongrenan.

JACOBUS Dei gracia Rex Sctorum: Omnibus probis hominibus tocius terre sue clericeis et laicis, salutem: sciatis nos quandam cartam dilecti nostri Thome Ros olim de Montgranane factam et concessam dilecto nostro

¹ *Reg. Maj. Sig. Lib.* 13. No. 164.

consanguineo Johanni domino Symple de totis et integris terris de Montgrenane cum turre fortalicio et molendino earundem cum pertinenciis, jacentibus in dominio de Cunynghaim infra vicecomitatum nostrum de Air de mandato nostro visum lectam inspectam et diligenter examinatam sanam integram non rasam non cancellatam nec in aliqua sui parte suspectam ad plenum intellexisse sub hac forma: Omnibus hanc cartam visuris vel auditoris Thomas Ros de Montgrenane, salutem in Domino sempiternam. Noueritis me dedisse concessisse et hac presenti carta mea confirmasse necnon dare concedere et hac presenti carta mea confirmare honorabili et potenti domino Johanni domino Simple omnes et singulas terras meas de Montgrenane cum turre ac fortalicio et molendino earundem cum pertinenciis jacentes in dominio de Cunynghaim infra vicecomitatum de Air Tenendas et habendas omnes et singulas predictas terras de Montgrenane turrim fortalicium et molendinum eiusdem cum pertinenciis prefato domino Johanni domino Simpill et heredibus suis quibuscunque de supremo domino nostro rege heredibus et successoribus suis senescallis Scotie in feodo et hereditate imperpetuum per omnes rectas metas suas antiquas et diuisas prout jacent in longitudine et latitudine in boscis planis moris marresiis viis semitis aquis stagnis riuolis pratis pascuis et pasturis molendinis multuris et eorum sequelis aucupacionibus venacionibus piscacionibus petariis turbariis carbonariis lapicidiis lapide et calce fabrilibus brasinis brueriis et genestis cum curiis et earum exitibus herezeldis bludewitis et merchetis mulierum Ac cum omnibus aliis et singulis libertatibus commoditatibus et aisiamentis ac justis pertinenciis suis quibuscunque tam non nominatis quam nominatis tam subtus terra quam supra terram procul et prope ad predictas terras turrim fortalicium et molendinum spectantibus seu iuste spectare valentibus quomodolibet in futurum Adeo libere quiete plenarie integre honorifice bene et in pace in omnibus et per omnia sicut ego predictus Thomas aut predecessores mei predictas terras cum turre fortalicio ac molendino eiusdem cum pertinenciis tenui seu possedi tenuerunt seu possiderunt. Reddendo inde annuatim dictus dominus Johannes senescallo Scoeie et successoribus suis senescallis Scoeie seruicia debita et consueta. Et ego uero dictus Thomas Ros et heredes mei predictas terras turrim fortalicium ac molendinum cum pertinenciis dicto domino Johanni domino Simpill et heredibus suis quibuscunque in omnibus et per omnia ut premissum est contra omnes mortales warrantizabimus acquietabimus et imperpetuum defendemus In cuius rei testimonium huic presenti carte mee sigillum meum est appensum apud Glasgw duodecimo die mensis Marci

anno domini millesimo quadringentesimo nonagesimo quarto Coram hiis testibus videlicet Henrico Craufurd Johanne Sempil Magistro Thoma Forsith domino Thoma Forsith et Magistro Johanne Thornton notario publico cum diversis aliis Quamquidem eartam ac donacionem et concessionem in eadem contentas in omnibus suis punctis et articulis condicionibus et modis ac circumstanciis suis quibuscunque forma pariter et effectum in omnibus et per omnia approbamus ratificamus et pro nobis et successoribus nostris senescallis Scocie pro perpetuo confirmamus. Saluis nobis et successoribus nostris senescallis Scocie juribus et serviciis de dictis terris turre fortalicio et molendino cum pertinentiis ante presentem nostram confirmationem nobis debitis et consuetis. In cuius rei testimonium presenti carte nostre confirmationis magnum sigillum nostrum apponi precipimus Testibus reuerendissimo in Christo patre Roberto archiepiscopo Glasguensi dilectis consanguineis nostris Archibaldo comite Angusie domino Douglas cancellario nostro Archibaldo comite de Ergile domino Campbel Magistro hospicii nostri Patricio comite de Boithuile domino Halis Alexandro domino Huac Magno camerario nostro Johanne domino Drummond justiciario nostro venerabilibus in Christo patribus Georgio abbate de Pasleto thesaurario nostro Georgio abbate de Dunfermling et dilectis clericis nostris Magistris Richardo Mureheid decano Glasguensi secretario nostro Johanne Fresal decano de Lestabrig nostrorum rotulorum et registri ac consilii clerico Apud Striueling xxiiij^o die mensis Aprilis anno Domini millesimo quadringentesimo nonagesimo quinto, et regni nostri septimo.¹

ABSTRACT.

Confirmation by King James the Fourth under the great seal, of Charter by Thomas Ros of Montgrenan in favour of John Lord Sempel, of the whole lands of Montgrenan, with tower, fortalice, mill and pertinents of the same, in the lordship of Cunyngham and shire of Ayr; To hold of the Crown in fee and heritage, for the usual services to the King as Steward of Scotland, and his successors. The Charter is dated at Glasgow 12 March 1494; the confirmation at Stirling 24 April 1495.

20.—*Confirmation of Charter in favour of John Lord Sempel of Lands of Dykebar.*¹

Carta confirmationis Joanni domino Sempil terras de Dickber, etc.

JACOBUS Dei gracia rex Scotorum: Omnibus probis hominibus tocius

¹ *Reg. Mag. Eij. Lib. 13. No. 167.*

terre sue clericis et laicis, salutem. Sciatis nos quamdam cartam factam per Johannem Maxwell de Netherpollok dilecto consanguineo nostro Johanni domino Symple heredibus suis et assignatis de totis et integris terris de Dikber Castellar et Matheubar cum pertinenciis jacentibus in baronia de Renfrew infra vicecomitatum nostrum eiusdem de mandato nostro visam lectam inspectam et diligenter examinatam sanam integram non rasam non cancellatam nec in aliqua sui parte suspectam ad plenum intellexisse sub hac forma Omnibus hanc cartam visuris uel audituris Johannes Maxwell de Nether Pollok salutem in domino sempiternam Noueritis me dedisse concessisse et hac presenti carta mea confirmasse necnon per presentes dare concedere et hac presenti carta mea confirmare nobili et potenti domino Johanni domino Simple pro suis consilio auxilio et favore totas et integras illas terras meas de Dikbar Castellar et Mathoubar cum pertinenciis jacentes in baronia de Renfrew infra vicecomitatum eiusdem. Tenendas et habendas omnes et singulas prenomi-atas terras cum pertinenciis de supremo domino nostro rege tanquam senescallo Scocie et successoribus suis predicto Johanni domino Simple heredibus suis et assignatis in feodo et hereditate imperpetuum per omnes rectas metas suas antiquas et diuisas in boscis planis moris marresiis viis semitis aquis stagnis lacubus pratis pascuis et pasturis cum molendinis multuris et eorum sequelis cum curiis eschaectis et curiarum exitibus cum aucupacionibus venacionibus piscacionibus petariis turbariis et carbonariis cum lapide et calce fabrilibus brasinis brueriis et genestis herezeldis bluduitis et mulierum merchetis columbariis columbis lapicidiis siluicidiis memoribus et virgultis et cum communi pastura liberoque introitu et exitu ac cum omnibus aliis et singulis libertatibus commoditatibus asiamentis ac justis suis pertinenciis quibuscunque tam non nominatis quam nominatis tam procul quam prope tam sub terra quam supra terram ad dietas terras cum pertinenciis spectantibus seu iuste spectare valentibus quomodolibet in futurum libere quiete plenarie integre honorifice bene et in pace in omnibus et per omnia ut premittitur sine aliquo retinemento mei vel heredum meorum Ac adeo libere sicut ego predictus Johannes vel aliqui predecessorum meorum predictas terras cum pertinenciis liberius quicquid et honorificencius tenui vel possedi tenuerunt vel possiderunt aliquibus temporibus retroactis. Reddendo inde annuatim predictus Johannes dominus Simple et heredes sui supremo domino nostro regi tanquam senescallo Scocie et successoribus suis vnum denarium argenti super solum dictarum terrarum in festo Penthecostes nomine albe firme tantummodo si petatur pro omni alio seruicio seculari exactione questione

vel demanda que per me vel heredes meos de predictis terris cum pertinenciis exigi poterunt vel requiri. Et ego vero predictus Johannes Maxwell et heredes mei omnes prenomatas terras cum pertinenciis dicto Johanni domino Simple et heredibus suis antedictis in omnibus et per omnia modo forma pariter et effectu quibus supra contra omnes mortales warrantizabimus acquietabimus et imperpetuum defendemus. In cuius rei testimonium sigillum meum huic presenti carte mee est appensum apud manerium meum de Nethirpollok die decimo quinto mensis Julii anno domini millesimo quadringentesimo nonagesimo quinto coram hiis testibus Johanne Simple Niniano Merschel Johanne Maxwell Hugone Maxwell et domino Jacobo Knox capellano cum diuersis aliis. Quamquidem cartam ac donacionem et concessionem in eadem contentas in omnibus suis punctis et articulis condicionibus et modis ac circumstanciis suis quibuscunque forma pariter et effectu in omnibus et per omnia approbamus ratificamus et pro nobis et successoribus nostris senescallis Scocie pro perpetuo confirmamus saluis nobis et successoribus nostris senescallis Scocie juribus et seruiciis de dictis terris cum pertinenciis ante presentem nostram confirmationem nobis debitis et consuetis. In cuius rei testimonium presenti carte nostre confirmationis magnam sigillum nostrum apponi precipimus testibus ut in tertia carta precedente. Apud Glasgw decimo quinto die mensis Julii anno domini millesimo quadringentesimo nonagesimo quinto et regni nostri octavo.¹

ABSTRACT.

Confirmation by King James the Fourth, of Charter by John Maxwell of Nether Pollok, in favour of John, Lord Semple, his heirs and assignees, of all and whole the lands of Dikbar, Castlebar, and Mathewbar, in the barony and shire of Renfrew. To hold of the King as Steward of Scotland, and his successors, in fee and heritage forever, for the yearly payment of one penny of silver, on the ground of the said lands in name of blensh ferme, only if asked. The charter is granted for the counsel, aid and favour of the said John, Lord Semple, to the granter, and is dated at the manor of Nether Pollok, 15th July, 1495. The confirmation is dated at Glasgow on the same day.

21.—*Charter by King James the Fourth to John Lord Semple and his wife, of the lands, park, tower, and fortalice of Lochwinnoch, and lands of Wester Cassiltoun, 9th Sept., 1501.*¹

Carte coniuncte infeodacionis Johannis domini Simpill et Margarte eius sponse.

JACOBUS Dei gracia Rex Scotorum omnibus probis hominibus tocius terre sue clericis et laicis salutem. Sciatis nos tanquam senescallum Scocie dedisse concessisse et hac presenti carta nostra confirmasse dilecto consanguineo nostro Johanni domino Sympill et Margarete Colvile eius sponse et eorum alteri diucius viventi in conjuncta infeodacione totas et integras terras paream turrin et fortaliciu de Lochcunzeoch et terras de Wester Cassiltoun cum pertinenciis extendentes in integro ad duodecim mercatas terrarum antiqui extentus jacentes in Baronia de Renfrew infra vicecomitatum nostrum eiusdem Quequidem terre parca turris et fortaliciu cum pertinenciis fuerunt dicti Johannis hereditarie, et quas idem non vi aut metu ductus nec errore lapsus sed sua mera et spontanea voluntate in manibus nostris tanquam in manibus senescalli Scocie apud Striuelin personaliter per fustem et baculum sursum reddidit pureque simpliciter resignavit ac totum jus et clameum que in dictis terris parca turri et fortalicio cum pertinenciis habuit seu habere potuit pro se et heredibus suis omnino quittumclamavit imperpetuum Tenendas et habendas totas et integras predictas terras paream turrin et fortaliciu de Lochcunzeoch et terras de Wester Cassiltoun eum pertinenciis dicto Johanni domino Sympill et Margarete Colvile eius sponse et ipsorum alteri diucius viventi in conjuncta infeodacione et heredibus inter ipsos legitime procreatis seu procreandis quibus deficientibus legitimis et propinquioribus heredibus dicti Johannis quibuscunque de nobis et successoribus nostris senescallis Scocie in feodo et herediute imperpetuum per omnes rectas metas suas antiquas et diuisas prout jacent in longitudine et latitudine in boscis planis moris maresiis viis semitis aquis staguis rivolis pratis pascuis et pasturis molendinis multuris et eorum sequelis aucupacionibus venacionibus piscacionibus petariis turbariis carbonariis lapicidiis lapide et calce fabrilibus brasinis brueriis et genestis cum curiis et earum exitibus herezeldis bludewitis et merchetis mulierum ac cum omnibus aliis et singulis libertatibus commoditatibus et asiamentis ac justis pertinenciis suis quibuscunque tam non nominatis quam nominatis tam subtus terra quam supra terram procul et prope ad predictas terras paream turrin et

¹ *Reg. Mag. Sig. Lib. 13. No. 463.*

fortalicium cum pertinentiis spectantibus seu juste spectare valentibus quomodolibet in futurum adeo libere quiete plenarie integre honorifice bene et in pace in omnibus et per omnia sicut dictus Johannes dominus Simpill aut predecessores sui prefatas terras parcam turrim et fortalicium cum pertinentiis de nobis aut predecessoribus nostris senescallis Scoocie ante dictam resignacionem nobis inde factam liberius tenuit seu possedit tenuerunt seu possederunt Reddendo inde annuatim dictus Johannes et Margareta eius sponsa et heredes sui supradicti nobis et successoribus nostris senescallis Scoocie jura et seruicia de dictis terris parca turre et fortalicio cum pertinentiis ante dictam resignacionem nobis debita et consueta. In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus Testibus reuerendissimo in Christo patre nostroque carissimo fratre Jacobo Sanctiandree archiepiscopo etc. Reuerendo in Christo patre Willelmo episcopo Abirdonensi nostri secreti sigilli custode dilectis consanguineis nostris Archibaldo Comite de Ergile domino Campbele et Lorne magistro Hospicii nostri Patricio Comite de Boithuile domino Halys Alexandro domino Hume magno camerario nostro Andrea domino Gray justicario nostro, et dilectis clericis nostris magistris Ricardo Murchede decano Glasguensi secretario nostro et Waltero Drummond decano Dunblanensi nostrorum Rotulorum et Registri ac concilii clerico apud Striueling nono die mensis Septembris anno domini millesimo quingentesimo primo et regni nostri decimo quarto.

ABSTRACT.

Charter by King James the Fourth, as Steward of Scotland, under the Great Seal, to John Lord Semple and Margaret Colville, his spouse, in conjunct fee, of all and whole the lands, park, tower and fortalice of Lochwinnoch, and lands of Wester Cassiltoun, extending in whole to 12 merks worth of land of old extent, in the barony of Renfrew and shire thereof, proceeding on resignation by the said John Lord Semple, personally, by staff and baton, in the King's hands, as Steward of Scotland, at Stirling. To hold to the said John Lord Semple and his spouse in conjunct fee, and to the heirs gotten or to be gotten between them, when failing, to the lawful and nearest heirs of the said John whomsoever, in fee and heritage, of the King and his successors, Stewards of Scotland, for payment of the rights and services due and wont. Dated at Stirling, 9th September, 1501.

22.—*Foundation Charter of the Collegiate Church of Lochwinnoch.*¹

Carta Johannis Domini Sympil super fundatione ecclesie collegiate de Lockvinzok.

VNIVERSIS sancte matris ecclesie filiis ad quorum notitias presentes littere pervenerint Johannes Dominus Sympill patronus ecclesie collegiate infra septum sive parcam de Lochvinzok situate Glasguensis diocesis in omnium salvatore salutem. Quoniam reverendissimus in Christo pater Robertus miseratione divina archiepiscopus Glasguensis pio devotionis affectu in divini cultus augmentum et personarum ecclesiasticarum subventionem aspirans nostroque rogatu inductus ac sui capituli unanimi consensu et assensu ad hunc effectum capitulariter vocati et congregati predictam ecclesiam infra septum sive parcam de Lochvinzok ejus patronatus jus ad nos jure spectat et pertinet in ecclesiam collegiatam autoritate ordinaria creavit et erexit ac nostre fundationi desuper faciendo distributionem fructuum et emolumentorum dicte ecclesie reservavit prout latius lucidiusque in dictis erectione et creatione cavetur. Plane ne in eorum numero reperiamur quibus in exodo dictum est. Gens absque consilio et providentia Vtinam saperent et intelligerent ac novissima providerent. animoque revolventes quod in Apocalipsi scriptum est. Audivi vocem de celo dicentem mihi Beati mortui qui in Domino moriuntur amodo jam dicit Spiritus vt requiescant a laboribus suis opera enim illorum sequuntur illos. Subscriptam itaque fundationem perpetuis futuris temporibus duraturam omni solertia confecerimus ejus tenor talis est. Ad laudem Dei omnipotentis et gloriose virginis Marie matris Dei Jhesu Christi quam in nostre ecclesie collegiate patronam precipuam ex corde eligimus et fieri volumus. omniumque sanctorum celestis curie triumphantis in honorem. necnon pro salute illustrissimi principis Jacobi IV. Scotorum Regis ac sue Regine nobilissime et vtriusque antecessorum et successorum. insuper nostra pro salute et nostre sponse domine Margarete Colwill progenitorumque et successorum nostrorum ac omnium fidelium defunctorum salute conscribi et in hanc publicam formam redigi et fieri causavimus. Inprimis volumus et ordinamus quod Prepositus prefate ecclesie collegiate ceterique ex fundatione presentes et futuri omnia et singula in dictis erectione et creatione per reverendum patrem contenta et expressata [teneant] ad unguem et custodiant. Volumus insuper vt fructus et redditus dicte ecclesie parochialis de Glasfurd Glasguensis dioceseos ejus patronus

¹ *Registrum Glasguense*, II. 503-516.

indubitatus sumus per obitum cessionem dimissionem resignationem aut quovismodo alias rectoris moderni [defectu lapsi] in hunc modum Deo famulantibus et servientibus in dicta nostra ecclesia collegiata dividantur et partiantur . Sic ut prepositus qui pro tempore fuerit sua pro sustentatione decimas gerbales omnes villagii de Glasfurde a fonte puelle usque ad agros de Kittenavir contiguos habeat que decime ad quadraginta quinque libras vsualis monete Scotie annuatim se extendunt . pretereā et vniversam glebam dicte ecclesie in ejus partem fortietur exceptis pauca terre et mansione vicario de Glasfurd limitatis ut de post latius expressabitur . et volumus deinde ut Prepositus in ornamentis altaris calicibus fenestris vitreis tecto tegulis ceterisque necessariis eorum dicte ecclesie suis impensis reparabit et reparatum custodiet prout rectores dicte ecclesie de Glasfurde antea fecere . Vicarius autem ecclesie de Glasfurde pro tempore ejus pro victu et sustentatione necessariis alteragium et mansionem dicte ecclesie vnamque acram grani feracem habebit jaceñ juxta mansionem sepe dicte ecclesie graminaque sive pasturam trium summarum in quarta orientali villagii de Glasfurd cujus quarte orientalis agris et pasturis ante erectionem nostre collegiate ecclesie rector de Glasfurd jam Prepositus nostre ecclesie collegiate potitus est . ejus vicarie pensio singulis annis ad viginti marcas usualis monete regni Scotie se extendit . pro quibus summa et emolumentis Vicarius personaliter cure dicte ecclesie de Glasfurd serviet solvetque quot quot annis procuraciones sinodalia ceteraque ordinaria et extraordinaria quecumque pro dicta ecclesia de Glasfurd debita et consueta in quibus si negligens quod absit fuerit prelato ecclesie Glasguensis qui pro tempore fuerit dictum Prepositum distringere fructusque ecclesie de Glasfurd sequestrare pro ordinariis et extraordinariis debitis licebit : ejus ordinaria auctoritate Vicarius compellatur Prepositum in premissis relevare et indemnem servare . Primus capellanus in dicta ecclesia collegiata serviens omnes decimas garbales de Nethir schelis et de Seahvtounhil et Ridrane et aggerem de Drumtall necnon de Gruderland habebit jacentes in parrochia de Glasfurd valore annuatim se extendentes ad decem et octo mereas usualis monete regni Scotie . Secundus capellanus in dicta ecclesia collegiata Deo serviens in sui sustentationem sortietur decimas garbales omnes villagii de Chapeltoũ ac de Nethir Seahvtouñ et de Vest Ridrane de Drumbow et de flat que garbales decime singulis annis valore se extendunt ad decem et octo marcas vsualis monete Scotie . Tertius capellanus in dicta nostra ecclesia collegiata Deo famulus in sui sustentationem fructus et emolumenta clericatus parrochialis de Lochvinezok ad nostram presentationem

spectantis habebit ejus fructus quot quot annis valore se extendunt ad decem et octo marcas usualis monete regni Scotie deductis etiam expensis quas predictus capellanus cuidam idoneo parrochiali clerico in dicta ecclesia de Lochvinkok Deo et populo ministranti dare et cum effectu solvere ex nostra hac fundatione obligabitur . Quartus capellanus vbi supra Deo serviens pro sui sustentatione omnes terras de Wpper Pennale locumque et mansionem quos olim Robertus Red inhabitavit habebit insuper ortus et pomaria ejusdem cum pertinentiis ac etiam quadraginta solidos in annuam pensionem de ly Est Bryntschellis et Vest Bryntschellis jaceñ infra parochiam de Kilbarchan ad decem et octo marcas usualis monete regni Scotie quot quot annis in summa se extendē . Quintus vero capellanus vbi supra Deo obsequium prestans in sui sustentationem [habebit] omnes et integras terras de Nethir Pennale cum molendino ejusdem ad viginti et sex marcas usualis monete regni Scotie se extendentes annis singulis eritque organista ac infra septa dicte ecclesie collegiate scolam cantationis docebit dietim pueros inibi in cantu Gregoriano punctuato sive precatō et descantu juxta vires erudiendo sustentabitque suis impensis duos pueros in victu et habitu necessariis et honestis ad serviendum et cantandum in dicta ecclesia collegiata prout in aliis hujus regni similibus ecclesiis fieri consuetum est . pro quorum sustentatione dictus capellanus habebit emolumenta clericatus parrochialis de Kilbarchan ejus presentatio ad nos jure pertinet ejus etiam fructus se ad decem marcas singulis annis se extendunt deductis etiam expensis que clerico parrochiali idoneo in dicta ecclesia de Kilbarchan parrochianis servienti per dictum capellanum dabuntur . Sextus sane capellanus in dicta nostra ecclesia collegiata Deo militans omnes agros de Auchinlodmond cum molendino terris molendini ac pertinentiis ejusdem habebit . qui capellanus [erit] grammaticus eruditus ac peritus in cantu Gregoriano sive plano et punctuato docebitque infra septa dicte ecclesie collegiate primam et secundam partes grammaticæ ad minus informabitque gratis pueros duos qui in dicta ecclesia collegiata vt expressum est divino servitio continuo insudant . terreque cum molendino et pertinentiis ut expressum est quot quot annis predicto capellano ad viginti duas marcas valore se extendunt . Sacrista dicte ecclesie collegiate eligetur in persona honestus habebitque in sui sustentationem fructus proventus et emolumenta clericatus parrochialis de Glasfurd ejus presentatio ad nos jure pertinet qui fructus singulis annis sibi sacriste valore erunt sex mercarum vsualis monete regni Scotie . ipso etiam sacrista inveniēte clericum parrochiale sufficentem ad ministrandum in ecclesia

de Glasfurd parrochianis ad quod etiam volumus ipsum obligari eritque sacriste officium vestibulum cappas et altaris ornamenta custodire ipsaque altaria prout decet cooperire ferri eundem et orologium temperare campanas ad missam dominicalem que octava hora cantabitur et ad summam missam ac singulas alias in collegio fundatas ad matutinas vespas completorium necnon ignitegium et preces campanas pulsare insuper et diebus festis prout moris est pulsando duplicare et demum ecclesiam ab omnibus immunditiis et fecibus exacta diligentia scoba purgare ac graminibus et floribus venustare perficiendo singula que ad sacriste officium spectant . habebitque juxta prefatam ecclesiam collegiatam continuo terram pro domo et orto edificandam et construendam . eritque etiam sibi officio oblationes luminis dominicalis ac etiam oblationes sive procuraciones minores pro luminarium reparatione ecclesiam pertranseundo temporibus debitis et consuetis congregare . Prefati autem Prepositus et capellani infra septum sive parcam de Lochvinkok juxta nostram ecclesiam contigue decem rodas terrarum pro eorum mansionibus et ortis edificandis ex nostris terris habebunt quos ortos propriis impensis claudent et septient sique clausos et septos conservabunt in quibus arbores fructiferas inserent aut ortulos floribus aptos conficient et manubunt . Habebit insuper dicta ecclesia collegiata in convivii seu communiis pro pane vino et cera inibi habendis quinque mercatas terrarum de Est Welland in parrochia de Kilbarchan scituatas quas etiam ecclesie collegiate beate Virginis de Lochvinkock pro nunc damus necnon cum terris que olim per nostros progenitores pro tempore erant annexe capelle Sancte Brigide in villagio de Kēnuir in eadem parrochia situate necnon cum terris que olim pro tempore spectabant capelle nostre in parrochia de Lochvinkok cum pertinentiis insuper cum terris que olim ut expressum est annexe erant capelle Sancti Conalli scituata in villagio de Ferrenes infra parrochiam de Paslay . erigibiles tamen semper fuere autoritate ordinaria in fundationem excellentiorem . proventusque et emolumenta omnium expressorum agrorum si in vnum conferantur ad octo marcas usualis monete regni Scotie se extendunt . que summa singulis annis per capellanum de Nethir Pennale elevabitur et in usus supradictos expendetur . qui quidem capellanus computum de prescripta summa domino fundatori aut suis successoribus auditoribusve deputatis et Preposito qui pro tempore fuerint reddet sic ut si resta aliqua fuerit in usus magis necessarios diete ecclesie collegiate expendatur . et volumus insuper et ordinamus ut Prepositus diete ecclesie collegiate et sex capellani perpetuis temporibus per nos Dominum Sympill aut nostros successores presententur collationemque ab

ordinario Glasguensi recipient . Prepositus etiam Archiepiscopo Glasguensi ejus ordinario presentiam dabit et respondebit necnon in capitulis per decanum christianitatis de Ruglen tentis presentiam dabit et respondebit . a quibus fundationis dicti sex capellani exempti sunt et erunt nisi ob eorum maleficia aut certas querimonias ad dietas synodos et capitula specialiter citati fuere . Item volumus et ordinamus quod omnes sex capellani et pueri et sacrista tempore divinorum habeant dietim superpellicia ex panno linio honesta et quod capellanorum unusquisque caputium habeat ex panno rubeo Anglicano pellibus agnibus nigris foderatum . Prepositus vero diebus festis ac aliis congruis superpellicium de panno subtili cui apud Scotos vocabulum de laune est habeat etiam caputium de rubeo scarleto iuxta condecientiam sue honestatis et almutium foderatum super brachium ut moris est prepositi gerat . et idem Prepositus honestam mansionem dicte ecclesie collegiate contiguam in agro sibi assignato edificabit . Item volumus et ordinamus quod dicti capellani Prepositus et pueri in dicta ecclesia collegiata continuam residentiam tempore divinorum faciant viz matutinarum misse dominicalis et summe misse vesperrarum et completorii . sic quod si Prepositum se absentare contingat in unius anni quarta parte quindecim diebus continuis absque patroni licentia petita et obtenta licitum erit patrono qui pro tempore fuerit prehabitis tamen juris processu et ordinarii deputatione alium sufficientem ad dictam preposituram sine quovis alio processu presentare servata tamen forma prius expressa . et idem sub eadem forma de capellanis duobus pueris et sacrista si quod absit se absentaverint quindecim diebus continuo licebit patrono qui pro tempore fuerit alium idoneum ad defectuosi officium et beneficium presentare servata tamen forma prius expressa . et si quempiam ex predicta fundacione Prepositum videlicet aut unum de sex capellanis diebus festis a servicio divino se contingat absentare in penam sue absentie a matutinis quatuor denarios solvet quatuor pro magni missa quatuor pro vespers et pro completorio obolum unum . in feriis vero pro matutinis denarium unum pro missa unum pro vespers unum et pro completorio denarium unum dabit . In festis vero novem lectionum si quis se absentaverit pro matutinis duos denarios pro missa duos pro vespers duos et pro completorio unum denarium solvet . scribenturque dietim et septimanatim predicti defectus per abdomidarium fiatque distributio pecunie in benemeritos ad discretionem Prepositi . cui etiam officium erit omnes defectus capellanorum puerorum et sacriste in capitulo mature punire malis in terrorem bonis vero in virtutis insitamentum . Item ordinamus quod prefati Prepositus et capellani quot quot annis obitum

illustrissimi principis Jacobi IV . die sui decessus celebrabunt exequias videlicet mortuorum in vigelia missamque in crastinum ut moris est de Requiem cantando pro anima dieti principis et sui antecessoris et successoris . et idem pro sua nobilissima regina in omnibus observari volumus . item ordinamus quod predicti Prepositus et capellani obitum faciant pro reverendissimo patre Roberto archiepiscopo Glasguensi die sui decessus annis singulis cum missa in crastinum vt moris est de Requiem pro se suisque antecessoribus et successoribus . quod si Prepositus et capellani prelibati negligentes fuerint et ab obitu excellentissimi principis nostri memorati Jacobi ejusve regine aut reverendissimi patris nostri Roberti archiepiscopo Glasguensis se absentantes luent in penam quolibet pro obsequio octo denarios et duodecim pro missa . de quorum tribus exequiis regis viz regine et reverendissimi patris Roberti si quot annis rite fiat decanus de Ruglen inquisitionem in sua visitatione faciet prescriptam quoque summam a negligentibus levabit quam etiam in usum pauperum prout coram Deo respondere voluerit erogabit . Item ordinamus quod prefati Prepositus et capellani diebus singulis finita summa missa hanc cantabunt antiphonam Ave Gloriosa vel hanc Angelus ad Virginem prout rata temporis requirit . insuper post summam missam ad sepulturam defunctorum accedant dietim ibique alta et intelligibili voce decant omnes hunc psalmum viz De Profundis pro animabus quondam Willelmi Sympill et domine Margarete Cathkert sue sponse domini Thome Sympill et domine Elisabeth Ross sue sponse . dni Johannis Sympill et dne Margarete Colvill sue sponse dietie ecclesie collegiate fundatorum necnon pro animabus omnium antecessorum et successorum eorundem . Item si dispositi fuerint expressati Prepositus et capellani qualibet septimana pro animabus fundatorum ac predecessorum et successorum eorundem obitum cantabunt . et omni devotione qui ex sepe dicta fundacione extant obitum domini Willielmi Sympill et domine Margarete Cathkert sue sponse decimo nono die mensis Augusti in crastinum cum missa de Requiem ut moris est cantando celebrabunt annis singulis . et obitum domini Thome Sympill et ejus sponse Elisabeth Ross in vigilia Sancti Barnabe cum missa in crastinum ut moris est cum nota quot quot annis qui ex fundacione sunt celebrabunt et obitum domini Johannis Sympill et dne Margarete Colvill fundatorum die decessus utriusque divisim qui ex fundacione sunt celebrabunt missamque vt moris est de Requiem in crastinum devote officiendo . Et si ex fundacione Prepositus aut capellanorum aliquis a prescriptis exequiis se quod absit absentaverit pro vigeliis mortuorum quatuor denarios dabit et pro missa in crastinum si absens fuerit etiam quatuor denarios solvet /

quam summam Prepositus prout coram summo iudice respondere voluerit in usus pauperum erogabit . Item ordinamus quod predictæ collegiate ecclesie Prepositus eligendus in cantu Gregoriano necnon in cantu precatò quem alii curiosum vocant peritus sit aut saltem virum talibus eruditum pro quotidiano officio inibi habendo suis expensis tenebit . Et si jure poterit fieri aut apostolica gratia indulgeatur volumus ut patrono pro tempore et suis successoribus liceat ad hujusmodi preposituram maxime ex fundatorum sanguine estatis sexdecim annorum presentare precipue si idoneum in prenotatis habeat substitutum . Item ordinamus et volumus ut ex dictis capellanis per Prepositum unus in turno suo ordinetur qui in estate sexta hora missam celebrabit / in hyeme vero septima hora . octava vero hora alius missam celebrabit alter vero novena hora idem faciet sic quod summa missa cum cantu decima hora inchoetur . Item matutine missa de dominica et summa missa vespere et completorium ut decet in die natiuitatis Domini circumcisionis epiphanie purificationis pasche pentecostes trinitatis ascensionis omnium sanctorum dedicationis ecclesie et omnibus diebus nostre Domine cum cantu Gregoriano precatò et organorum melodia ac omni solemnitate in Dei honorem et laudem terminetur sic quod missa summa singulis diebus cum cantu precatò celebretur diebus duntaxat exceptis quibus de feria celebratur . Omni vero festo duplici ac festivo volumus ut in organis ad Dei laudem ludatur . Item volumus quod si aliquam capellaniam nostre foundationis per obitum aut abcessum vacare contingat vt unus puerorum nostre ecclesie collegiate idoneus pre ceteris et citius ad eam per nostros successores presentetur . Item volumus et ordinamus quod si quod absit contingat nos Johannem dominum Sympill aut quempiam de successoribus nostris capellanum minime peritum in cantu Gregoriano et precatò ad aliquam quatuor capellaniarum presentare / licebit ordinario vigore hujus erectionis illum inidoneum amovere et alium idoneum juxta tenoris foundationem pro tempore illo substituere . Item ordinamus quod si prefatum dominum Joannem dominum Sympill aut si successorem aliquem ad capellaniam de Nethir Pennale capellanum in Gregoriano cantu precatò descantu et organis minime doctum aut qui pueros foundationis ut expressum est supradictis minime reformare noverit presentare contingat / pro tempore illo ordinario licebit vigore hujus erectionis illum inidoneum amovere et alium aptum sufficere . Item si dictus dominus aut successores sui aliquem capellanum presentet ad capellaniam de Auchinlodmond qui cantum Gregorianum aut precatum minime callet atque pueros ut expressum est in grammatica maxime in prima et secunda partibus Alexandri perfecte erudire non noverit pro tempore illo licebit

ordinario illum inidoneum amovere et alium idoneum in predictis juxta tenorem foundationis dare . Item ordinamus et volumus quod si per nos aut nostros successores aliquas indulgentias a Romana curia pro oblationibus minutis in reparationem luminarium impetrari contingat quod capellanus capellanie de Nethir Pennale hujusmodi oblationes recipiat computum ut expressum est semel in anno reddet . Item demum volumus et ordinamus quod si Prepositum aut capellanorum aliquem nostre foundationis communem brigatorum noctivagum aut dietum ebriosum experiri contingat si in predictis tribus vicibus jure vincatur patrono licebit prehabitis tamen processu juris et ordinarii deponere sine quovis alio processu talem vitiosum a sua ecclesia collegiata amovere et alium virtuosum primovere . In quorum omnium fidem et testimonium permissorum presentibus nostris hujusmodi foundationis et erectionis litteris sigillis dicti reverendissimi patris et sui capituli munitis sigillum [nostrum] est appensum vna cum subscriptione et signo ejusdem reverendissimi patris notarii apud Universitatem Glasguensem die xxj^{mo} mensis Aprilis anno Domini m^o d^o v . indictione vij^{mo} pontificatus sanctissimi in Christo patris et domini nostri domini Julij divina providentia Pape . ii . anno j^{mo} . presentibus scientificis et magne scientie viris magistris et dominis Roberto Foranan cantore . Alexandro Inglis thesaurario . Martino Red cancellario . Rollando Blacatty subdecano . David Cunyngham officiali . Nicholayo Grenlaw canonicis Glasguensibus . Johanne Scherar archidiacono Rossensi . Archibaldo Cranfurd vicario de Erschen . Herberto Gledstanis rectore de Dronok . Roberto Sympill de Foulwod . Thoma Brisbane de Bischoptoun . Alano Sympill de Bar . Eumondo Auchinlek de Tuede . Roberto Cochren de eodem . David Hall et Thoma Inglis . cum diversis aliis testibus ad premissa vocatis specialiter et rogatis .

TRANSLATION.

To all the sons of Holy Mother Church, to whose knowledge the present letters may come, I, John Lord Semple, patron of the Collegiate Kirk, situated within the enclosure or park (policy) of Lochvinnok (Lochwinnoch) and diocese of Glasgow, in name of the Saviour of all, greeting. Seeing that the most Revered Father in Christ, Robert, by the grace of God, Archbishop of Glasgow, from a feeling of pious desire for the increase of Divine worship, seeking the aid of ecclesiastical persons, being induced by our request, and having the unanimous assent and consent of his own Chapter, called and convened for this purpose, according to the rules of

the said Chapter, hath founded and erected, by his ordinary authority, the foresaid church within the enclosure or park of Lochwinnoch,¹ of which the right of patronage appertains and belongs by law to us to be a Collegiate Kirk; and to our foundation thereupon to be made, he hath reserved the disposal of the fruits and emoluments of the said kirk, as it is more fully and clearly secured in the said erection and creation. And, therefore, that we may not be found among the number of those of whom it is said in Exodus—"A nation without wisdom and forethought—would that they were wise, and understood and made provision for their latter end;"² and considering that it is written in the Apocalypse—"I heard a voice from Heaven, saying to me, Blessed are the dead who die in the Lord; from this time forth, saith the Spirit, that they may rest from their labours, for their works do follow them,"—we have made, with all care, the foundation under-written, to continue in all time to come, of which the tenor follows, to the praise of Almighty God, and of the glorious Virgin Mary, the mother of our Lord Jesus Christ, whom we from the heart do will and desire to become Chief Patron of our Collegiate Kirk, and in honour of all the saints of the Church in Heaven triumphant: also for the salvation of the illustrious Prince James the Fourth, King of Scots, and of his most noble Queen, and of the predecessors and successors of both: for our own salvation likewise, and

¹ This Collegiate Kirk is not called that of "Castlesemple," or of the "Castle of Sempill" or of "Cassiltoun" (the last being the names of the lands on which it was set down), but of Lochwinnoch, which was the name of the park within which it was erected. It was dedicated to the Virgin Mary. The walls of it are still pretty entire, being about 71 feet 6 inches in length, 24 feet 3 inches in breadth, and 15 feet 6 inches in height. The east part of it, the choir, is used as a burial vault, and is now separated from the nave or body of the kirk by a dividing wall of stone and lime. In regard to its architecture it is very plain—Muir, in his "Characteristics of Old Church Architecture," referring it to the "second pointed period," called in England the "middle pointed." At the west end, in the centre of the building, was a tower, containing a belfry, not much elevated above the roof of the kirk, and which had two parallel crow-stepped gables, and was no doubt roofed with slates or stones. At the east end, it is apsidal or three-sided, and by Muir is compared to the Church of St. Mary at Biggar, founded in 1545, which was one of the latest in erection preceding the Reformation.—(*Old Church Arch.*, pp. 71, 93, 95, and 121.)

The Semples were originally designed "of Eliotstoun," which was their first and principal messuage in these parts. Sir John was created a baron in 1492 or 1493, by the title of Lord Semple. It was at this time, or shortly afterwards, that the mansion of Castletoun, called the Castle of Semple, was built; and after this, as it may reasonably be presumed, the Semple family, removing from Eliotstoun, made Castletoun their principal abode.

² This passage is not to be found in Exodus. There is a similar one, however, in Deuteronomy xxxii. 28.

that of our wife, Dame Margaret Colville,³ and of our progenitors and successors, and of all who have died in the faith ;—and we have caused it to be set down in writing, and reduced to this public form. In the first place, we will and ordain that the provost of the foresaid Collegiate Kirk, and all others belonging to this foundation, present and to come, observe to the letter and uphold all and sundry comprehended and expressed by the most reverend father in the said erection or foundation. Moreover, we will that the fruits and rents of the said parish kirk of Glassfurd, in the diocese of Glasgow, of which we are undoubted patron, lapsing through the failure by death, cession, demission, resignation, or in any other way, of the present rector, be divided and apportioned as follows, namely among those ministering and serving God in our said Collegiate Kirk, so that the provost for the time, for his own support, shall have all the teind sheaves of the village of Glassfurd, from the Maiden's Well to the adjoining fields of Kitemuir, which teinds amount annually to forty-five pounds usual money of Scotland. And, farther, for his share there shall be allotted the whole glebe of the said kirk, excepting a small parcel of that land, and a manse assigned to the vicar of the kirk of Glassfurd, as will be more fully expressed afterwards. And we will, in the next place, that the provost shall maintain and uphold at his own charge, the choir of the said church, in altar ornaments, chalices, glass windows, roof, tiles, and other necessities, in the same manner as the rectors of the said kirk of Glassfurd did formerly. And the vicar of the kirk at Glassfurd, for the time, shall have for his maintenance, sustentation, and necessities, the altar dues and manse of the said kirk, and one acre of corn land lying next the manse of the said kirk, and grass or pasture to the extent of three souns in the east quarter of the village of Glassfurd, of which eastern quarter the lands and pasture, before the erection of our Collegiate Kirk, belonged to the rector of Glassfurd, but now to the provost of our Collegiate Kirk.⁴ And the stipend of the vicarage extends every year to twenty merks usual money of Scotland ; for which sum and emoluments, the vicar shall personally serve the cure of the said kirk of Glassfurd, and pay each

³Lord John Semple, the founder, was twice married : 1st, To Margaret, daughter of Sir Robert Colville of Ochiltree ; and, 2dly, to Margaret, daughter of James Crichton of Ruthven-davy. He fell at the battle of Flodden.

⁴From the Register of Incorporations of the College of Glasgow it appears that, in 1514, Master David Dun was provost of this Collegiate Kirk, as well as rector of Glasfurd. And from the obituary of Glasgow (*Reg. of Glasgow*) it also appears that an Alexander Layng, who was provost of the kirk of Semple, died on 21st March, 1524-5.

year the procurations, synodal dues, and other ordinary and extraordinary dues whatsoever, due and accustomed to be paid for the said kirk at Glassfurd. But if herein he be remiss, which God forbid, it shall be lawful to the prelate of the kirk of Glasgow, for the time being, to distrain the said provost, and to sequesterate the fruits of the kirk of Glassfurd for the ordinary and extraordinary dues, and the vicar shall be compelled, by authority of the ordinary, to relieve and free the provost in regard to the foregoing.

The first chaplain serving in the said Collegiate Kirk shall have all the teind sheaves of Nethir Schelis, and of Schawtounhill, Ridrane, and the hill of Druntall, as well as of Gruderland, lying in the parish of Glassfurd, amounting in value annually to 18 merks usual money of Scotland. The second chaplain serving God in the said Collegiate Kirk shall have allotted for his maintenance all the teind sheaves of the village of Chapelton, of Nether Schawtoun, West Ridrane, of Drumbow, and of Flat, which teind sheaves extend in yearly value to eighteen merks usual money of Scotland. The third chaplain serving God in the said Collegiate Kirk shall have for his sustentation the fruits and emoluments of the parish clerkship of Lochvinyock, which is in our presentation, the fruits of which extend in yearly value to eighteen merks usual money of Scotland, after deducting the expenses which the foresaid chaplain shall be obliged to disburse and pay out of this our endowment to some fitting parish clerk ministering to God and the people, in the said kirk of Lochvinyock. The fourth chaplain serving God, as above mentioned, shall have for his maintenance all the lands of upper Pennale,⁵ and the place and dwelling-house which Robert Reid formerly inhabited; besides the gardens and orchards of the same with the pertinents, and also 40s. of annual stipend from the East Bryntschelis and West Bryntschelis, lying

⁵ The lands of Pennall (Penul or Penwold) lie in the parish of Kilbarchan; and as early as 1177 were conferred by Walter, the first High Steward, upon the monks of Paisley.—*Regist. de Passelet*. In 1643, Lord Francis Semple disposed Over Pennale to James Montgomery of Weitlands, whose grandmother was Marion Semple, adauhter of Robert, the third Lord Semple, and whose grandfather was Hugh Montgomerie of Hesilhead. By this marriage of Marion Semple with Hugh Montgomerie, there were—(1) Robert of Hesilhead; (2) Alexander, called Captain, the reputed author of "The Cherrie and the Slae," first printed in 1597; and (3) Ezekiale Montgomerie of Weitlands, father of the above James, and factor or chamberlain to his cousin, Lord Semple. James, in conjunction with John Schaw of Greenock, his cousin, wrote a short description of Renfrewshire between 1647 and 1653. In 1662 James was fined by the Scots Parliament, on account of his having taken part with Cromwell. His son Ezekiale was Sheriff-Depute of Renfrewshire in 1678; but being accused of malversation of office, fled to Ireland, and was outlawed by the Court of Justiciary in 1684.—*Fountainhall, Hist. Notices*, p. 571.

within the parish of Kilbarchan, amounting in whole every year to eighteen merks usual money of Scotland. The fifth chaplain performing service to God, as above mentioned, shall have, for his support, all and whole the lands of Nethir Pennale, with the mill thereof, extending every year to twenty-six merks usual money of Scotland. And he shall be organist ; and shall, within the precinct of the said Collegiate Kirk, teach daily a school of singing, instructing boys therein, according to his ability, in the Gregorian chant, pointed or pricked, and with descant ; and he shall support, at his own expense, two boys in necessary and becoming food and clothing to serve and sing in the said Collegiate Kirk, as is customary in other like kirks of this kingdom ; and for their support the said chaplain shall have the emoluments of the parish clerkship of Kilbarchan, the presentation to which belongs by law to us ; and the fruits thereof amount to ten merks every year, deducting the expenses which shall be laid out by the said chaplain on a fitting parish clerk serving the parishioners in the said parish kirk of Kilbarchan. The sixth chaplain serving God in our said Collegiate Kirk shall have all the lands of Auchendmond,* with the mill, mill lands, and pertinents thereof, which chaplain shall be learned in grammar and skilled in the Gregorian chant, both plain and pointed, and shall teach within the precincts of the said Collegiate Kirk at least the first and second parts of grammar, and instruct gratuitously the two boys, who, as has been provided, shall constantly attend upon Divine service in said Collegiate Kirk ; and the lands, with the mill and pertinents as specified, are worth to the said chaplain twenty-two merks yearly. A sacrist shall be chosen for the said Collegiate Kirk of respectable appearance ; and he shall have for his support the fruits, revenues, and emoluments of the parish clerkship of Glassford, the presentation to which rightfully belongs to us, and the said fruits will be of the annual value to the sacrist of six merks usual money of Scotland, the sacrist himself finding a parish clerk qualified to minister to the parishioners in the kirk of Glassford ; to do which it is our will that he be obliged. And the duty of the sacrist shall be to take charge of the porch, the copes, and altar ornaments, and array the altars themselves becomingly, and to regulate the *ferricudium* and clock ; to ring the bells for the Sunday mass,

*These lands were acquired by Robert Semple of Beltrees in 1654. — *Paisley Mag.*, 625. Robert was the author of the elegy on Habbie Simpson, the Kilbarchan piper. He was the son of James Semple, Ambassador to the Court of Queen Elizabeth in 1599, and grandson of John Semple of Beltrees and Mary Livingstone, one of the Queen's Maies. John was at one time provost of this Collegiate Kirk of Lochwinnoch.

which shall be sung at eight o'clock, and for high mass and every other founded within the college, at matins, vespers, and compline, and also at curfew time and prayers. And, further, on feast days, as is the custom, to double the ringing; and in fine, with scrupulous care to sweep the kirk clean from all impurities and filth, and to deck it with herbs and flowers, and to do everything which to the office of sacrist belongs. And he shall have, lying near to the said Collegiate Kirk, land for building a house and forming a garden. And it shall be his duty to collect the oblations for the Sunday light, and also the offerings or lesser procurations for maintenance of the lights, passing through the church at the times proper and customary. And the foresaid provost and chaplains shall have from our lands within the park of Lochvinyock, and lying adjacent to our Collegiate Kirk, ten roods of land, for erecting dwelling houses for them, and for gardens, which gardens they shall enclose and hedge at their own expense, and shall maintain so enclosed and fenced, and therein they shall plant fruit trees, or shall form and cultivate flower-plots. Moreover, the said Collegiate Kirk shall have for bread, wine, and wax, for living or commons to be had therein, the five-merk lands of East Welland,⁷ situated in the parish of Kilbarchan, which also we now grant to the Collegiate Kirk of the Blessed Virgin of Lochvinyock; together with the lands which formerly, by our predecessors for the time being, were annexed to the chapel of St. Bryde,⁸ in the village of Kenmuir, situated in the same parish; and the lands which formerly, for the time, belonged to our chapel in the parish of Lochvinyoch,⁹ with the pertinents. Also, the

⁷ This is Weitland, lands lying in the parish of Kilbarchan. Welland may have been the ancient form of the name, in which case it probably meant land lying at, or near a well.

⁸ No part of this chapel of St. Bryde is now extant, although part of it at least seems to have been occupied as late as 1709; for on the 27th of Dec. of that year, a John Jamieson married a Margaret Orr, who is described as then residing in St. Bryde's Chapel. Its site was long marked by an ash tree, growing on the north side of the public road, and at a little distance westwards of the gate leading to St. Bryde's Mill House, the residence of the factor of Castlesemple. Hard by, also, is St. Bryde's Mill, sometimes called Auchendunan Mill, on the west side of the water called St. Bryde's Burn. This was Lord Semple's mill, and to it all the lands in the barony or lordship of Semple were suckened. Close by it, on the north-east, and on a flat piece of land, was the village of Kenmore, now utterly obliterated, and within which, as stated, was this chapel dedicated to St. Bridget. Kenmore Hill is that on which the Temple stands, although the name may more properly apply to a higher and larger hill lying contiguous on the north. This hill, and the land surrounding it, was enclosed for a deer park. Kenmore may signify, in the Gaelic, a head or headland that is great or elevated.

⁹ The lands here referred to were those connected with that chapel, which existed at a place called Chapelton, about a mile north-east of Lochwinnoch.—(*Origines Parochiales Scotiæ*, i. 93). A

lands which formerly, as is said, were annexed to the Chapel of St. Conall, situated in the village of Ferrenes, within the parish of Paslay, which, however, could at any time be erected into a worthier foundation by authority of the ordinary. Now the revenues and emoluments of all the said lands amount in all to eight merks usual money of Scotland, which sum shall be uplifted annually by the chaplain of Nethir Pennale, and shall be applied to the uses above mentioned; and that chaplain shall render an account of the aforesaid sum to the lord founder or his successors, or to auditors appointed thereto, and to the provost for the time being, so that if there be any surplus it may be applied to the most necessary uses of the said Collegiate Kirk. We will, moreover, and ordain that the provost of the said Collegiate Kirk, and the six chaplains, shall be presented, in all time to come, by us, Lord Sympill, or our successors, and that they shall receive collation at the hands of the ordinary of Glasgow. The provost also shall give attendance and be answerable to the Archbishop of Glasgow as his ordinary; also at chapters held by the rural Dean of Ruglen, from which (chapters), however, the six chaplains of said foundation are exempted, and shall be exempt, unless cited specially to the said synods and chapters on account of misconduct or specific charges made against them. Also, we will and ordain that all the six chaplains, the boys, and the sacrist, shall

writ preserved in the Paisley Register (p. 88) shows that, in or about 1246, Alexander, the fourth High Steward of Scotland, granted to the monastery of Paisley six acres of land lying adjacent to the chapel of Lochwinnoch, in fulfilment of an obligation undertaken by his father, Walter, and that in exchange for land belonging to William Francigenus at Innerwie, which, becoming the property of the Paisley monks, seems to have been by them given to him. This land, the property of the monks, and attached to the chapel at the Kirktown of Lochwinnoch, however, is not that now referred to, which, on the other hand, must have lain close by this chapel, situated at Chapelton, belonging to the Semples, and over which Lord Semple had control; but the extent of which is not here specified, and is not known.

The Kirktown of Lochwinnoch arose upon the old glebe which surrounded the kirk—the six acres above referred to, probably. The owners of the houses were long a sort of “kindly tenants” under the ministers. They had no title, unless perhaps one called “booking.” Hugh Peebles, who was minister in 1663, discharged one Hugh Luff for the rent of his house on payment of 40s. This tenure by “booking” prevailed at Paisley; and latterly its validity was tried in a case between the burgess and the magistrates, in which it was sustained.—*Case of Chalmers v. the Magistrates*, 9th June, 1829.

In 1731, John Pinkerton, minister, with consent of the Presbytery, assigned the glebe lands, on which the houses were planted, to Col. Wm. M'Dowall, the purchaser of Castlesemple in 1727, in exchange for a part of his lands of Macdonallie, which lie contiguous on the east, and on which a new manse was erected; and the Colonel afterwards caused the holders of houses, much against their will, to take out charters from, and to hold under, him, as superior in feu farm, their former rents being converted into feu duties.

wear every day, in time of Divine service, decent surplices, made of linen cloth; and that each of the chaplains shall have a hood of red English cloth, furred with black lambskins. The provost, moreover, on feast days and such occasions, shall have a surplice of the fine cloth to which the Scots give the name "lawn." He shall wear a hood of red scarlet, as befits his dignity; and shall bear a furred almuce upon his arm, as is the custom of a provost. And the provost shall also build, in the land assigned to him, a decent dwelling adjoining the said College Kirk. Farther, we will and ordain that the said chaplains, provost, and boys, shall be always present in the said College Kirk at the time of divine worship—viz., matins, Sunday mass, and high mass, vespers, and compline; and if it happen that the provost shall absent himself for fifteen days successively in one quarter of a year, without permission of the patron sought and obtained, it shall be lawful to the patron for the time being, taking the proper legal steps, and being authorised by the ordinary, to present another fit person to the said provostship, without farther procedure, the forms before mentioned being observed. And it shall be lawful for the patron for the time to take the same course after the same form with regard to the chaplains, the two boys, and the sacrist, if they shall have absented themselves for fifteen days in succession, and to present another qualified person to the office and benefice of the defaulter, the form before specified being observed. And if any one belonging to the foresaid foundation, for instance the provost, or one of the six chaplains, shall happen to absent himself from Divine service on festival days, he shall pay, as a penalty for his absence—for matins, fourpence; for high mass, fourpence; for vespers, fourpence; and for compline a half-penny. On ferial-days, however, he shall pay in respect of matins, one penny; for mass, one; for vespers one; and for compline, one. And if any one shall absent himself on feast-days of nine lections, he shall pay for matins two pence; for mass two; for vespers two; and for compline one. And the foresaid defaults shall be noted daily and weekly by the eldomadary, and a distribution of the money shall be made among the deserving at the discretion of the provost, whose duty, moreover, it shall be to punish, in full chapter, all defaults of the chaplains, boys, and sacrist, for a terror to evil-doers, and an incitement to well-doing in the good: Also, we ordain that the foresaid provost and chaplains shall, every year, celebrate an obit of the most illustrious prince, James IV., upon the day of his decease, viz., singing the vigils of the dead upon the eve, and mass of

requiem on the morrow, as is usual, for the soul of the said prince, his progenitors, and successors; and the same, in all points, we desire to be observed for his most noble queen. Also, we ordain that the foresaid provost and chaplains shall celebrate an obit for the most rev. father, Robert, Archbishop of Glasgow,¹ every year upon the day of his death, with mass, of requiem on the morrow, as the custom is, for him and his predecessors and successors; but if the foresaid provost and chaplains shall be remiss, and shall absent themselves from the obit of our most excellent prince James of good memory, or his queen, or our most reverend father, Robert, Archbishop of Glasgow, they shall pay, as a penalty in respect of every obsequy, eightpence; and for mass, twelpence. In regard to which three obsequies, namely, those of the king, queen, and most reverend father Robert, the Dean of Ruglen shall make inquiry at his visitation whether they are duly performed every year; and shall levy also the above mentioned sum from the defaulters, which he shall apply to the use of the poor, as he shall be prepared to answer before God. Also, we ordain that the foresaid provost and chaplains shall, every day, at the conclusion of high mass, sing the antiphon "Ave Gloriosa," or "Angelus ad Virginem," as the season requires. Moreover, after high mass, they shall proceed daily to the burial-place of the dead, and there, in a loud and clear voice, all recite the psalm "De Profundis," for the souls of

¹ This prelate was the son of Sir Patrick Blackadder of Tulliallan, in Perthshire. He was at first a prebendary of Glasgow, being rector of Cardross; afterwards, he was appointed to the bishopric of Aberdeen, and in 1484 was translated to Glasgow. He stood high in the estimation of James IV., having been commissioned by him, along with the Earl of Bothwell, to negotiate a marriage with the Princess Margaret, eldest daughter of Henry VII. In January, 1491, he obtained a bull from Pope Innocent VIII., erecting Glasgow into an archbishopric, by which the Bishops of Galloway, Argyll, and the Isles, were made his suffragans. This step, however, seems to have aroused the jealousy of the Prelate of St. Andrews, Archbishop Schvez, and of his successors, Archbishop Beaton and Cardinal Beaton. Major, the historian, informs us that, in a procession which took place on the streets of Glasgow, the contest for priority was so great between the servants of the Archbishops of St. Andrews and Glasgow, that they threw down the crosses and banners which they carried, and tore each other's rochets.—(*Major, Hist. Majoris Britannie*, lib. x., p. 448.) During Archbishop Robert's incumbency, some reforming views being put forth by the Lollards of Kyle and Cunningham, in Ayrshire, several of the leaders, Campbell of Cessnock, Reid of Barskimming, and Campbell of Newmilns, were cited to appear before him and his chapter. This prelate, when advanced in life, undertook a journey to Jerusalem, which, however, he never reached, having died on 28th July, 1508, when almost in sight of the Arabian shore.—(*Ure's History of Glasgow*, p. 26.) He did much for the adornment of his cathedral church; and it is believed that he was the last dignitary who put his hand to such work. It was he who erected the rood screen, the stairs leading to the crypt, and what exists of the southern transept, which is called by his name.

the deceased William Sympill and Dame Margaret Cathkert, his spouse;² of Sir Thomas Sympill and Dame Elizabeth Ross, his spouse;³ of Lord John Sympill,⁴ and Dame Margaret Colville, his spouse, founders of the said Collegiate Kirk, as well as for the souls of all their predecessors and successors. Also, the foresaid provost and chaplains,⁵ if they shall be disposed, shall sing an obit every week for the souls of the founders, and of the predecessors and successors of the same. And those who are of the said foundation shall, with all devoutness, celebrate every year the obit of Sir William Sympill and Dame Margaret Cathkert, his wife, on the 19th day of the month of August, singing mass of requiem upon the morrow, as the custom is. Likewise those who are of this foundation shall celebrate every year the obit of Sir Thomas Sympill⁶ and of his wife, Elizabeth Ross, on the eve of St. Barnabas, with mass on the morrow *cum nota*, as is the custom: and those who are of this foundation shall celebrate the obit of Lord John Sympill and of Dame Margaret Colville, the founders, on the day of the death of each respectively, performing, with all devoutness, mass of requiem on the morrow, as the

² In the *Acta Dominorum Concilii* (p. 198) this lady is called Marion. These spouses were the grandfather and grandmother of the founder, Lord John Semple.

³ These were the parents of the founder. Elizabeth Ross was the daughter of John Lord Ross. Douglas's Peerage, ed. Wood (ii. 493.)

⁴ This lord had a quarrel with the Archbishop of Glasgow. From the *Acta Dominorum Concilii* (p. 329), it appears that, on 18th June, 1494, a complaint was made to the Lords on the part of the Archbishop against Lord Synapill of Eliotstoun, heritable sheriff of Renfrewshire, for calling upon the archbishop to appear in the last justice ayre of Renfrew, in respect of his lands of Govan. The archbishop not appearing to answer, "one unlaw" past against him, but this the Lords of Council rescinded, having found that Govan was in the ayre of Lanark. On 20th June, 1494, being two days afterwards, Lord Semple is found deposed from his office of Sheriff, which was conferred for the time on William Lord St. John, an ecclesiastic. This deprivation, it is supposed, was obtained on the suit of the archbishop. How long Lord Semple was set aside does not exactly appear; but he is found again in 1503 in the exercise of his office—(*Dalfoir's Practicks*.) And it is in the succeeding year, 1504, that the Collegiate Kirk was founded, some think at the archbishop's demand, and as an atonement by Lord Semple for his default. Still the temporary deposition was probably in conformity with the provisions of an old statute, then in force.

⁵ There were a provost and six chaplains.

⁶ Sir Thomas fell at the battle of Sauchieburn, on 11th June, 1483, being St. Barnabas' Day, fighting on the side of James III.—(*Pittscottic*, p. 164.) A feud seems to have existed between Sir Thomas and Robert, Lord Lyle. The former had, as sheriff, somehow exceeded his jurisdiction in distraining some goods and destroying the place and orchard of Old Duchall, and in carrying many things away therefrom, which the Lords Auditors, in Oct., 1483, ordained him to restore. Lord Lyle had retaliated, as it would appear; for a counter-action seems to have been brought at the same time by John Sympill, younger of Eliotstoun, against Lord Lyle for certain effects belonging to him carried off by his Lordship, and taken to, and detained at Duchall.

custom is. And if the provost or any of the chaplains of this foundation shall absent themselves, which God forbid, from the foresaid services, he shall pay, in respect of the vigils of the dead, fourpence; and in respect of the mass on the morrow, if he have been absent, he shall pay also fourpence, which sum the provost shall apply to the use of the poor, as he shall answer before the Great Judge. Also, we ordain that the provost to be elected to the said Collegiate Kirk shall be skilled in the Gregorian chant as well as in prick song, which some call curious; or at least he shall maintain at his own expense a man skilled in such things for officiating daily therein. And if it can lawfully be done, or if it may be obtained by grace of the apostolic See, we will that it be lawful to the patron for the time, and to his successors, to present to this provostship one preferably of the blood of the founders, and of the age of sixteen years, especially if he shall provide a fitting substitute for the before-mentioned duties.⁸ Also, we ordain and desire that the said chaplains, one by one shall be appointed by the provost to celebrate mass at six o'clock in summer, but at seven o'clock in winter; another to celebrate mass at eight o'clock; and another to do the same thing at nine o'clock, so that high mass be sung at ten o'clock. Also, that matins, Sunday mass, and high mass, vespers, and compline, as it behoves, on the day of the Nativity of our Lord, of the Circumcision, of the Epiphany, of the Purification, of Easter, Whitsunday, of the Trinity, of the Ascension, of All-Saints, of the Dedication of the Church, and on all days of our Lady be concluded with the Gregorian chant, prick song, and the music of the organ, and with all solemnity to the honour and praise of God; so that high mass shall be celebrated every day with prick song, those days only excepted which are ferial. Farther, we desire that on every double feast and festival the organ be played to the praise of God. Also, we will that if any chaplainry of our foundation shall happen to become vacant by death or retirement, one of the boys of our Collegiate Kirk who is competent shall be presented to it by our sue-

⁸ Immediately after the Reformation, John Semple of Belltrees, the first of that family, is found as provost of this Collegiate Kirk. He reported in regard to the revenue of the parsonage of Glassford.—(*Cal.*, III., p. 528). John was the eldest son, by a second marriage, of Robert, the third and great, Lord Semple, who was grandson of the founder. He was a well-known and familiar servant at the Court of Queen Mary. In 1564 he married one of the Queen's Maies—Mary Livingstone, sister of Lord Livingstone—and these spouses were the ancestors of that highly poetical family, the Sempills of Belltrees. At Court John was called "The Dancer," and his wife "The Lustie."—*Knox's History; Border Minstrelsy*.

*The four chapels referred to are those probably of Nether Pennall, Lochwinnoch at Chapelton, St. Bridget at Kenmuir, and Ferenese.

cessors, in preference to others, and with all speed. Also, we will and ordain that if it shall happen, which God forbid, that we, Lord John Sympill, or any one of our successors, present a chaplain not skilled in the Gregorian chant and in prick song to any of the four chaplainries, it shall be lawful to the ordinary, in virtue of this erection, to remove him that is unfit, and to put in his place, for that occasion, another that is qualified, according to the tenor of this foundation. Also, we ordain that if the foresaid John Lord Sympill, or any successor, shall happen to present to the chaplainry of Nethir Pennale a chaplain unskilled in the Gregorian chant, prick song, in descant, and in the organ, or who is not qualified to instruct the boys of the foundation, as is before stipulated it shall be lawful to the ordinary, for that occasion, in virtue of this erection, to remove him that is unfit, and to appoint another that is qualified. Farther, if the said Lord, or his successors, shall present any chaplain to the chaplainry of Auchinlodmond who is not skilled in the Gregorian chant or prick song; and is not thoroughly qualified to teach the boys grammar, as is stipulated, especially the first and second parts of Alexander,¹ it shall be lawful to the ordinary, for that occasion, to remove him that is unfit, and to appoint another that is qualified in the aforesaid particulars, according to the tenor of this foundation. Also, we ordain and desire, that if we happen, or our successors, to obtain any indulgences from the Roman Court for small oblations towards the maintenance of the lights, the chaplain of the chapel of Nethir Pennale shall receive these offerings, and shall, once a year, render account, as has been appointed. And, finally, we will and ordain that if the provost, or any of the chaplains of our establishment, shall prove a common brawler, a night wanderer, or a habitual drunkard, and be three times convicted thereof, it shall be lawful to the patron, by process of law, and by authority of the ordinary, and without any other procedure, to depose and remove such profligate person from his Collegiate Kirk, and to appoint another that is worthy. In faith and witness of all which premises, our seal is appended to these our letters of foundation and erection, the seals of the said most reverend father and his chapter confirming, together with the subscription and seal of the same most reverend father's notary, at the University of Glasgow, on the 21st day of the month of April, in

¹ Alexander, called of Villedieu, whose principal work, "*Doctrinale seu grammaticæ Latina, metricæ*," appears to have been first printed about 1470, and passed through many subsequent editions.

the year of our Lord 1504, in the seventh indiction, and in the first year of the pontificate of the most holy father in Christ, our lord Julius II., by Divine providence Pope, in presenee of these men, learned and of great knowledge, viz. : Masters and Sirs Robert Forman, chanter, Alexander Inglis, treasurer, Martin Red, chancellor, Rolland Blackatyr, subdean, David Cunyngham, official, Nicholas Greenlaw, canons of Glasgow; John Seherar, arch-deacon of Ross; Archibald Craufurd, vicar of Erschen (Erskine); Herbert Gladstanis, rector of Dronok (Dornoch); Robert Sympil of Foulwod; Thomas Brisbane of Bischoptoun; Alyan Sympil of Bar; Eumond Anchinlek of Tuede; Robert Coehren of that ilk, David Hall, and Thomas Inglis, with divers other witnesses to the premises² specially called and required.

And I, Archibald Layng, master of arts, preslyter of the diocese of St. Andrews—a public notary by holy apostolical authority, and principal scribe and notary to the before-written most Rev. Father in Christ, Robert, Archbishop of Glasgow, &c. To which charter three seals are attached; one entire of the Archbishoprick of Glasgow; the second also entire of the Chapter of Glasgow; the third is wanting.

From the autograph in the archives of Glasgow Kirk at —, in the linen sack — under the letter —.

23.—*Action by Elizabeth Park, against William Cunningham of Craighends, for the wrongful occupation of the lands of Park.* [9th November, 1500.³]

In the accione and caus persewit be Elizabeth Park, ane of the dochteris and airis of umquhile Wilzeame Park of that ilk and George Striveling, hir spous, aganis Wilzeame of Cunynghame of Craganis flor the wrangas ocupacione, lauboring, and manuring of the quarter of the landis of Park, with the pertinence, liand in the scherefdome of Renfrew, like as is at mair lenth contenit in the summondis thairapone. The sade Elizabet and George hir spous comperand be Jhone of Streling, thair procuratour, and the sade Wilzeame being personally present, the quhilk Wilzeame productit ane assedacione in forme of ane instrument in forme of assedacione of the saidis landis made till him and allegit that he aucht til werrand him thairfoir. The Lordis ordanis the sade Wilzeame to haf lettrez to call his werrand lauchfully, and in the menetyme contenewis the summon-

² This charter was confirmed by King James IV., on 24th December, 1506.—*Reg. Mag. Sig.*

³ *Acta Dominiarum Concilii.* Vol. 1X., fol. 150.

dis til the xv. day of Januar nextocum, with continuatioun of dais in the sammyn forme, force, and effect as it is now, but prejudice of parti, and the partiis be thame self and thair procuratouris ar warnit heirow—apud acta.

24.—*Complaint of John Lord Semple against Lord Drummond as to wrongous uplifting of certain unlaues.* [18th November, 1500.²]

Auent the complaynt made be Jhone Lord Sempill apone Jhone Lord Drummond, Stewart of Stratherne, quhilk has certane landis callit Cragrossy liand within the sade Stewartry, pertenyng til him in heretage and haldin of the Kingis hienes as Stewart of Scotland, in blanchferme, for the soitis and a paire of quhite spuris and his soitour comperand at the skait of Creif in to the thre hede courtis of the yere. Nevirtheles the sade Stewart has distrenzeit the sade Jhone landis of ane unlaw of xl^s becaus he comperit nocht personalye in his courtis, like as is at mair lenth contentit in the complaynt thairapone. The saidis partis being personally present, thair richtis, ressonis, allegacionis, herd, sene, and understand, the Lordis of counsale decretis and deliveris that the sade Stewart aucht nocht to call na persone nor personis dwelland utouth the Stewartry, now ther forward landis nor blanchferme landis, nor unlaw thame for thair presens, nor yit that thai present actiounis for the sammyn, bot that thair soitouris entir til the sade Stewart courtis as efferis, and gif the saidis soitouris beis absent, nor comperis nocht, the sade Stewart proceid and unlaw thame for thair absence as accordis til the law.

25.—*Action of Robert Hamilton against John Semple and others, as to wrongous resignation and alienation of lands of Torrens.* [5th December, 1500.³]

In the accione and causs persewit be Robert of Hammylton, son and apperand aire til James of Hammylton of Torrens, aganis James of Hammylton of Torrence, Jhone Lord Symple, and James Hammylton son to the sade James of Torrens, and his secund willis son, that is to say, the sade James of Hammylton for the wrangus resignacione and alienacione of his landis of Torrens, contrair his band and obligacione made to the sade Robert, his son and apperand aire, and alswa he beand interdytit fra al alienacione, like as is at mair lenth contentit in the sammyn. And alswa the sade

² Vol. IX., fol. 173.

³ Vol. IX., fol. 243.

Jhone Lord Simple, as superiour of the saidis landis, for the wrangus ressavng of the sade resignacione and wrangus infeftment of the sade James of Hammylton, bruthir to the sade Robert, like as is at mair lenth contenit in the sammyn summondis thairapon. The sade Robert being personaly present, and the sadis James and Jhone Lord Symple and James being lauchfully summond to this accione, oftymes callit and nocht comperit, the Lordis contenewis the summondis concernyng the pointis abonewryttin til the xxvi. day of Febrnar nexttocum, with continuatioun of dayis in the sammyn forme, force and effect as it is now, bot prejudice of pairti, and in the menetyne the interdiccione til remane apone the sade James, quhill the day that the sade James, Jhone Lord Simpill, and James son to the sade James be warnit of this continuatioun.

26.—23rd February, 1501-2.¹

The Lard of Houstone askit ane instrument that he producit the procuratour for Dame Mergeret Symple, his moder, and that scho was enterit in pley with him.

27.—*Action on behalf of the King against John Lord Semple and others.*
[1st March, 1501-2.²]

In the accione and caus persewit on the behalff of the Kingis hienes aganis Jhone Lord Synpil, scheref of Renfrew, Peter Houstone of that Ilk, Jhone Stewart of Argowane, James of Craufurd of Auchinany, Alexander Stewart of Castelmylk, Adam Hal of Foulbar, Dionis Logan of the Rase, Wilzeame Flemyng of Barachan, George Stewart of Barsquib, Alexander Stewart thair, Alexander Caldwell of that Ilk, Robert Caveris, Robert Mortone of Lavane, Thomas Knokis, Niniane Cunynghame of Waltertoune, Wilzeame Cunynghame of Craganis, Jhone Ralestone of that Ilk, and Archibald Craufurd of the Thrid pairt, uthir wayis being apone the serving of ane breif of inqueist of our soverane Lordis chapell impetrat be Jhone the Ross, Knycht, nevo and aire til unquhile Jhone Lord Ross of Halkhed, Knycht, the xxvii. day of the moneth of October of God J^m. v^{ca} and ane yeire instant, that is to say, aganis the sade Jhone Lord Sympill, scheref of Renfrew, becaus he made the sade breif til be servit of apone

¹ Vol. XI., fol. 59.

² Vol. XI., fol. 71.

the landis of the Ynch, quhilk pertenis til the Kingis hienes as Stewart of Scotland in propirte, oure soverane Lord nor his advocatis nocht being warnit thairto apone xl. dayis, and allegit our sade soverane Lord and his advocatis wes in the north pairtis of the realme, and als aganis the sade Jhone the Ross, Knycht, for his interest, like as is at mair lenth content in the summondis thairapone. The Kingis heines comperand be Maister James Henresone, his advocat, and the saidis John Lord Symple, scheref of Renfrew, and the remanent of the saidis personis being apone the sade inqueist, being personaly present, except the sadis Jhone Stewart of Argowane, and Robert of Mortone of Levene, being lauchfully summond to this accione, oft tymes callit and nocht comperit. The quhilk Maister James, as advocat forsaid, allegit that the saidis landis of the Ynch pertenis til the Kingis hienes in propirte, and thairapone producit ane apperand evident and titill, and als that our sade Soverane Lord and his sadis advocatis wer in the north pairtis of the realme, the sade breif being proclamyt and servit apone xv. dayis, quhairthrow the knowlage thairof nicht nocht cum til the Kingis hienes nor his advocatis within the sade space, sa that he nicht haif send for his defense in the sammyn. Togidder with thair richtis, ressonis, allegacionis, herd, sene, and understand, and thairwith being riple avisit the Lordis decretis and deliveris that the process and retoure led in the making of the sade Jhone the Ross, Knycht, servit of the landis of the Ynch, is unordourlye procedit, and thairfore decernis sade process, retoure, and al thing folowing thairapone concernyng the sade Jhone the Ross, of the sadis landis of the Ynch, of nane avale, force, nor effect, in jugement nor utouth in tyme to cum, becaus the sade Maister James, advocat forsaid, clamyt the saidis landis of the Ynch til pertene til the Kingis hienes, and thairapone producit and shew the sade apperand evident and titill thairapone, and als that our sade soverane Lord nor his advocatis was nocht warnit thairto efter the forme and tenour of the sade evident schawin and producit before the Lordis, and gif it plesis the sade Jhone Ross til raise new brevis of the sadis landis of the Ynch, that our soverane Lordis Chancellary be opin, and mak the sammyn til be dewly proclamyt til a certane day, to the quhilk day that our Soverane Lord and his advocatis be warnit thairto for his interest concerning the sammyn, and thairefter that justice be ministrat as elligis.

28.—*Action of John Montgomery against John Lord Semple as to lunds of Shutterflat. [4th March, 1501-2.¹]*

In the accione and caus persewit be Jhone of Montgumry of Corserag, Knycht, aganis Jhone Lord Sympill and Fransis Sympill, his son, that is to say, Jhone Lord Sympill to warrant, acquet, and defend to the sade Jhone of Montgumry the twa pairt of Sutourflat with thair pertinence, extending til five merkis worth of land of ald extent, liand in the Lordschip of Elzetston and scherefdom of Renfrew, like as is at mair lenth contenit in the summondis thairapone. The sade John of Montgumry and Jhone Lord Sympill being personaly present, the Lordis of Counsale decretis and deliveris that the sade Jhone Lord Sympill sall warand, acquet, and defend til the sade Jhone of Montgumry the twa pairt of the landis of Soutoure-flat with thair pertinence, extending til five merkis worth of land of ald extent, eftir the tenour of the sade Jhone Lord Sympill grant made be him in presens of the Lordis, and ordanis our Soverane Lordis lettrez be direct thairapone.

Jhone Lord Sympill askit ane instrument that Jhone of Montgumrys forspekar Maister. . . . Dvn, sade that he vexit him in the landis.

Jhone Lord Simpil askit ane vthir instrument that Jhone Montgumry dred him til be trublit be the Lordis.

29.—*Action of John Lord Semple against Robert Craufurd and others for the wrongous detencion of 440 merks. [11th March, 1502-3.¹]*

In the accione and caus persewit be Jhone Lord Symple aganis Robert Craufurd, son and aire of unquhile Malcome of Craufurd of Grenok and Jhone of Creichtoun, and als aganis Sir Mungow Creichtoun, requiriet Tutouris to the sade Robert of Craufurd, for the wrangus detencione and withhalding fra him of the soun of four hundreth and fouretie merkis usuale money of the realme, quhilk soun was pait and deliverit be the sade Jhone Lord Simple til the sade unquhile Malcome for the mariage of the sade Robert, his son and are, til haf bene completit with Ysabell Symple, dochtir til the sade Jhone Lord Simple, like as is at mair lenth contenit in the summondis thairapoun. Baith the sadis pairtys being personaly present, the Lordis of Consale, with consent of the sadis pairtys,

¹Vol. XI., fol. 91.

¹Vol. XIII., fol. 139.

decretis and deliveris that the sade Jhone Lord Simple sall broik and jois the landis of the Grenok and Mirnok with thair pertinencis in tyme tocum, ay and quhill the soun of sevintene score of merkis usuale money of the realme be fully contentit, assithit, and payit be thame til the sade Jhon Lord Simple, apon ane day, and the sade John Lord Simple entre til be thairto at the feist of Witsenday next and immediat folowing the date of this decret. Nochtwithstanding ony decretis indentures or contractis gevin in the contrare of before, and ordanis our Soverane Lordis lettez be direct thairapone.

30.—*Letter of King James the Fourth directing that John Lord Ross of Halkhed and others appear in his presence to answer certain charges.*
[28th Dec., 1504.]

JACOBUS Dei gratia rex Scotorum dilectis nostris Henrico Schaw de Gartuly militi, Ricardo Schaw de Crago, Henrico Carnis, Georgio Crauford, Alano Stewart, Roberto Smyth, Ricardo Brighton, Johanni Broun, et Roberto Smyth, ac eorum cuilibet conjunctim et divisim, vicecomitibus nostris in hac parte, salutem. Mandamus vobis et precipimus quatenus summonceatis legitime et peremptorie, coram testibus, consanguineum nostrum Johannem dominum Ross de Halkhead, Alanum Or, Ninianum Or, Johannem Or, Johannem Or, Willelmum Glennay, Johannem Duulop, et Johannem Quhitefurd, quod compareant coram nobis et consulibus nostris apud Edinburgh, vel ubi nos pro tempore contigerit residere, penultimo die mensis Januarii proximo futuri si dies illa juridica fuerit, alioquin proxima die juridica inde sequente, hora causarum cum continuatione dierum, ad instantiam venerabilis in Christo patris Roberti abbatis monasterii nostri de Pasleto et religiosorum virorum conventus ejusdem; videlicet dictos Johannem dominum Ross', Alanum Or, Ninianum Or, Johannem Or, et Johannem Or, pro injustis intrusione, occupatione, laboratione et manuratione terrarum de Moniabrok cum pertinentiis, jacentium in parochia de Lochwynzok, a termino Pentecostes ante datam presentium ultimo preterito, absque assedatione seu licentia dictorum Abbatis aut conventus, eis, in patronio et proprietate dicti nostri Monasterii, ut asseritur, spectantium; et pro injustis perceptione et detentione ab eisdem, proficuum feni et graminis dietarum terrarum a dicto tempore, extendentium ad vi-

¹ *Reg. Mon. de Pas.*, p. 61.

ginti libris usualis monete ad bonam estimationem, ut asseritur; Et dictos Johannem dominum Ross', Wilhelmum Glennay, Johannem Dunlop, et Johannem Quhitefurd, pro injustis intromissione, occupatione, laboratione et manuratione terrarum de Thornle cum pertinentiis jacentium in parochia de Pasleto, per dictum tempus, absque assedatione seu licentia dictorum Abbatis aut conventus, eis ratione predicta ut asseritur spectantium; et pro injustis perceptione ab eisdem proficuorum feni et graminis earundem terrarum per dictum tempus, extendentium ad viginti marcas monete predictae, ut asseritur; Et dictum Johannem dominum de Ross' pro injusta detentione a dictis Abbate et conventu sexdecim bollarum farrine, pretium bolle vi s.viii d., quatuor bollarum ordeï, pretium bolle viii s., de decimis terrarum de Halkhed de anno jam ultimo elapso, nec non duodecim bollarum farrine et duarum bollarum ordeï, pretii predicti, de decimis terrarum de Thornle de dicto anno, prefatis Abbati et conventui, ratione qua supra, ut asseritur, pertinentium: Et super damnis et expensis per ipsos inde sustentis et factis; et ulterius in premissis responsuros et juri perituros; intimantes personis predictis quod, sive dictis die et loco cum continuatione dierum comparuerint sive non, nos nichilominus in premissis, justitia mediante, procedemus. Insuper summoneatis legitime coram testibus, quod compareant coram nobis et consulibus nostris, predictis die et loco, cum continuatione dierum, ad perhibendum fidele testimonium veritati super inquirendis ab eis in premissis. Et presentis litteras debite executas et indorsatas earundem reddite latori: ad quod faciendum vobis et vestrum cuilibet conjunctim et divisim in hac parte committimus potestatem. Datum sub testimonio magni sigilli nostri apud Edinburgh, vicesimo octavo die mensis Decembris, anno regni nostri decimoseptimo.

ABSTRACT.

Letters of King James the Fourth, directed to Henry Shaw of Garuly, knight, Richard Shaw of Crago, Henry Cairns, George Craufurd, Alan Stewart, Robert Smyth, Richard Brighton, John Brown, and Robert Smyth, his sheriffs in that part, commanding them to summon, lawfully and peremptorily, before witnesses, John Lord Ross of Halkhed, Alan Or, Ninian Or, John Or, John Or, William Glennay, John Dunlop, and John Whiteford, to compare in presence of the king and council at Edinburgh, or where he should happen to be for the time, on the 30th of January next, if it should be a day of law, and if otherwise, the next day of law thereafter, at the instance of Robert Abbot of Paisley, and the convent

thereof; that is to say, the said John Lord Ross, Alan, Ninian, John and John Orrs, for unjustly intronitting with, occupying, labouring and manuring of the lands of Moniabroch, in the parish of Lochwinnoch, from the term of Whitsunday last before the date of the said letters, without assedation or licence of the said abbot or convent, to whom the said lands were asserted to belong in patrimony and property: and for the unjust taking and withholding from them, of the profits of the hay and grass of the said lands from the said time, extending, as was asserted, to twenty pounds of usual money, at good estimate: and the said John Lord Ross, William Glennay, John Dunlop, and John Whiteford, for unjustly intronitting with, occupying, labouring and manuring, of the lands of Thornlee, in the parish of Paisley, for the same period, without assedation or licence of the said abbot or convent, to whom they belonged: and for unjustly taking from them the profits of the hay and grass of the said lands, extending to the value of twenty merks: and the said John Lord Ross, for wrongfully retaining from the said abbot and convent of sixteen bolls of meal, price of the boll 6s. 8d., and four bolls of barley, price 8s. per boll, of the teinds of the lands of Halkhed, for the year immediately preceding; also of twelve bolls of meal and two bolls of barley of the price aforesaid, of the teinds of the lands of Thornlee for the said year, pertaining, as was asserted, to the said abbot and convent, in the manner stated above: and for the costs and expenses sustained by them therefor: and to answer and obey the law in the premises: Given under the testimonial of the great seal, at Edinburgh, 28th December, 1504.

31.—*Precept appointing deputies.*¹

Precept by John Lord Sympill, Sheriff of Renfrew, appointing Patrick Colquhoun and others his Sheriff-deputies, for infefting the said Mathew, Earl of Lewenaxe, and Lord Dornlie in the lands of Bathkete, in terms of a precept from Chancery, directed to his Lordship to that effect. Dated at Renfrew, 10th June 1505.

32.—*Action of Robert Rynd against Lord Semple for the withholding of 20 merks due for rent of house and inn in the Friars' Wynd, Edinburgh.* [20th January, 1505-6.²]

In the action and caus persewit be Robert Rynd, burges of Edinburgh, and Agnes Cottis, his spous, aganis John Lord Simpill, for the wrangwis

¹ Original in possession of Duke of Montrose.

² *Acta Dom. Con.*, Vol. XVII., fol. 223.

withhaldin fra thame of the soume of xx merkis usuale monye of Scotland, aucht to thame be the sade Lord for the male of ane hous and innes, liand in the Freir Wynde within the burgh of Edinburgh, like as at mair lentht is contenit in the summondis thairappon. The sad Robert being personaly present for him self and as procuratour for his sade spous, and the sade Johne Lord Simpill comperand be Alexander Mowatt of Stanehous, his procuratour, the quhilk Robert Rynde referrit the hale action to the aitht of the sade Lord Simpill, and to the atht of James Lokart of Lee, quhilk take the sade innes at the sade Robert and his spous, in the name and behalf of the sade Lord Simpill, and gave to him ane Scottis crowne of errillis thairappon: thairfoir the Lordis of Consale continewis the sade summondis in the sammyrn forme, force, and effect as it is now on to the ferde day of Februar nixttoecum, with continewatioun of dais, but prejudice of pairty, and ordanis that the sade Lord Simpill and James Lokart to compeir personaly the sade day with continewatioun of dais, to gif thair aithtis in the sade mater; with certificatioun to the sade Lord, that and he compeir nocht personaly the sade day and gef his atht in the sade mater, he sall be decretit to pay the sowme contenit in the sade summondis, and the sade Lord is warnit heirof, apud acta, and ordanis that the sade Robert and Agnes to haf lettrez to summond and warne the sade James Lokart to compeir the sade day, with continewatioun of dais, to give his atht in the sade mater under pane of wardin of his person.

33.—*Charter under the Great Seal of King James the Fourth in favour of John Lord Semple of the lands of Casseltoun, &c.* [21st Sept., 1505.¹]

JACOBUS Dei gracia Rex Scotorum Omnibus probis hominibus tocius terre sue clericis et laicis salutem Sciatis nos dedisse concessisse et hac presenti carta nostra confirmasse dilecto consanguineo nostro Johanni domino Sympil omnes et singulas terras de Cassyltoun cum parca et lacu earundem terras de Elliotstoun Schuterflat, Netherpennell, Hartenstoun, Fernynes, Rayflat, Barn, Kilbarchane, Brandiscroft, Weitlandis, Harys, Penaldis Bordlandis, Mechelstoun, et Cragynfeach jacentes infra vicecomitatum nostrum et baroniam de Renfrew terras de Suthanane terras de Padzouchredding-haly cum communi in comune de le Largis que fuerunt Johannis de Balliolo jacentes in tenemento de le Largis in ballia nostra de Cunyng-

hanc infra vicecomitatum nostrum de Arc ac terras de Glasfurd jacentes infra vicecomitatum nostrum de Lanark cum omnium predictarum terrarum pertinenciis advocacionibus et donacionibus ecclesiarum et capellaniarum ad prefatas terras seu aliquam partem earundem spectantibus cum tenentibus tenandriis ac libere tenencium serviciis earundem unacum officio vicecomitatus nostri de Renfrew de toto et integro vicecomitatu eiusdem Quequedem terre et officium cum advocacionibus et donacionibus ecclesiarum et capellaniarum tenentibus tenandriis ac liberetenencium serviciis earundem et suis pertinenciis fuerunt dicti Johannis domini Sympyll hereditarie Et quas et quod idem non vi aut metu ductus nec errore lapsus sed sua iura et spontanea voluntate in manibus nostris apud Edinburgh per fustim et baculum personaliter sursum reddidit pareque et simpliciter resignavit ac totum jus et clameum que in eisdem habuit seu habere potuit pro se et heredibus suis omnino quittum clamavit imperpetuum Et quas omnes et singulas predictas terras cum pertinenciis nos pro bone fidei et gratuito servicio nobis per prefatum consanguineum Johannem dominum Sympyll impenso univinus creavimus anneximus et incorporavimus et hac presenti carta nostra univinus creamus annexamus et incorporamus in unam liberam baroniam perpetuis futuris temporibus baroniam de Sympill nuncupandam prefatasque terras de le park de Lochcunzeoch principale fore messuagium eiusdem baronie nomenque de Sympyll portare et habere volumus temporibus affuturis Tenendas et habendas omnes et singulas predictas terras de Cassiltoun cum parca et laeu earundem terras de Elliotstoun, Schuterflate, Nethirpennell, Halstentoun, Fernynes, Rayllat. Barm, Kilbarchane, Brandis-croft, Weitlandis, Harys, Penaldis, Bordlandis, Mechelton, Cragynfeach, Suthanane Padzouchridding-haly cum communi in commune de Largis terras de Glasfurd cum advocacionibus et donacionibus ecclesiarum et capellaniarum tenentibus tenandriis ac libere tenencium serviciis dictarum terrarum et suis pertinenciis unacum dicto officio vicecomitatus de Renfrew unitas creatas annexatas et incorporatas in unam liberam baroniam temporibus futuris baroniam de Sympill ut premittitur nuncupandam dicto Johanni domino Sympill et heredibus suis de nobis et successoribus nostris in feodo et hereditate imperpetuum per omnes restas metas suas antiquas et divisas prout jacent in longitudine et latitudine [etc.]. Necnon cum potestate dictum officium vicecomitatus de Renfrew exercendi in eodem que per se deputatos et officarios suos per ipsum ordinandos pro executione eiusdem necessarios pro quibus tenebitur respondere in omnibus casibus secundum regni nostri legum formas debite ministrandi omniaque feoda proficua et devoria dicti officii levandi possidendi et habendi que

aliquis vicecomes per regni nostri jura ad proprios usus habere seu applicare valeat Reddendo inde annuatim dictus Johannes dominus Sympill et heredes sui nobis et successoribus nostris pro dictis terris de Cassiltoun et parca de Locheunzeoch nunc Sympill nuncupatis unam rosam rubeam in festo sancti Johannis Baptiste mydsommyr nuncupato apud dictum principale messuagium de Sympill nomine albe firme si petatur tantum. Et pro dictis terris de Elliotstoun, Schuterflat, Nethir Pennell, Hartentoun cum advocacionibus et donationibus ecclesiarum et capellaniarum tenentibus tenandriis ac libere tenentium servitiis earundem et suis pertinentiis et pro dicto officio vicecomitatus unam denarium argenti apud dictum messuagium de Sympill in die festi penthecostes annuatim nomine albe firme si petatur tantum et pro dictis terris de Glasfurd cum tenentibus [etc.] unum denarium argenti apud dictum messuagium de Sympill die festi penthecostes nomine albe firme si petatur tantum et pro dictis terris de Suthanane cum pertinentiis unam denarium argenti in termino penthecostes annuatim apud dictum messuagium de Sympill si petatur tantum Et pro dictis terris de Padzochredding-haly cum communi in commune de Largis que fuerunt Johannis de Balliolo jacentibus in tenementi de Largis cum tenentibus tenandriis ac libere tenentium serviciis earundem et suis pertinentiis unum denarium argenti apud dictum messuagium de Sympill in termino Penthecostes si petatur tantum necnon tres sectas ad tria placita capitalia curie vicecomitatus nostri de Renfrew annuatim et pro dictis terris de Fernynes, Rayflatbar in Kilbarchane, Brandiseroft, Weitlandis, Harys, Pennaldis, Bordlandis, et Craginseath, cum pertinentiis jura et servicia de eisdem ante prefatam resignacionem nobis debita et consueta. In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus testibus ut in sexta carta precedenti apud Edinburgh vicesimo primo die mensis Septembris anno domini millesimo quingentesimo quinto et regni nostri decimo octavo.

ABSTRACT.

Charter under the Great Seal of King James the Fourth, in favour of John Lord Semple, of all and whole the lands of Cassiltoun, with the park and loch thereof: the lands of Eliotstoun, Shuterflat, Nether Pennell, Hartentoun, Fernynes, Rayflat, Barm, Kilbarchane, Brandiseroft, Weitlands, Harys, Pennaldis, Bordlands, Mecheiltoun, and Craginseath, in the shire and barony of Renfrew: lands of Suthanane, Padzouchredding haly, with common on the commony of the Largs, which belonged

to John of Baliol, in the tenement of Largs, bailiery of Cunyngname and shire of Ayr : and lands of Glasfurd in the shire of Lanark ; with all their pertinents : together with the office of Sheriff of Renfrew : The charter proceeds on resignation of the said subjects by the said John lord Semple personally, by staff and baton, in the King's hands, at Edinburgh ; and is granted in consideration of the good, faithful, and thankful service rendered by the said lord to his Majesty, who incorporates the whole into one free barony to be called in all time coming the Barony of Semple, and appoints the lands of the park of Lochwinnoch to be the principal messuage of the said barony, and to bear and have the name of Semple for ever : To be held of the Crown in fee and heritage, for rendering yearly for the lands of Cassiltoun and park of Lochwinnoch, now called Semple, one red rose on the feast of John the Baptist, called midsummer, at the said principal messuage of Semple, in name of blenchferme, if asked : for the lands of Elliotstoun, Shuterflat, Nether Pennell, Harstenstoun, etc., and for the said office of Sheriff, one penny of silver at Pentecost, in name of blenchferme, and the same for Glasfurd, and also for Suthamane, and for Padzoelreddinghaly, with the common, etc., one penny of silver and three suits of court at the three head pleas of the sheriff court at Renfrew yearly : and for the lands of Fernynes, Rayflatbar in Killarchaue, Brandis-croft, Weitlands, Harys, Pennualdis, Bordlands, and Craginseath, the rights and services due and wont. Dated at Edinburgh, 21st September, 1505.

34.—*Action of John Lord Semple against John Lord Drummond for the wrongous withholding of 19 “Kye.”* [17th November, 1505.¹]

In the action and caus persewit be Johne Lord Simple, as sone and air of umquhile Thomas Lord Simpill, and executour to umquhile Elizabeth Ross, his moder, executrice to the said umquhile Thomas, hir spous, aganis Johne Lord Drummond, for the wrangwis ressaving and withhaldin within his place of Drummene, he beand thair present of xix kye, price pece xxvi^s viii^d. and divers othir gudis that pertenit to umquhile the said Thomas Lord Simpill, like as at mair lentht is contenit in the summondis thairapon. Baith the said pairtiis being personally present, the Lordis of Consale continewis the said summondis in the sammyn forme force and effect as it is now, on to the xxv day of November instant, with

¹ *Acta Dominorum Concilii*, Vol. XVII., fol. 16.

continewatioun of dais, but prejudice of pairti, and ordanis the said Johne Lord Simpill to haf lettrez to summond the witness that war summond of befor and comperit nocht, to be summond under gretar panis, and ma witness gefe he ples, and that the depositiounis of the witnes now takin in this mater be closit aganis the said day, and the pairtiis ar warnit of this continewatioun and to heir the witness sworne apud acta.

35.—*Continuation of foregoing.* [24th November, 1505.¹]

Anent the terme assignit be the Lordis to Johne Lord Simpill agane Johne Lord Drummond, to preve the wrangwis ressavng and withhaldin within his place of Drummane, he beand thair present, of xix ky, price pce xxvi^s viii^d, and divers othir gudis that pertinit to unquhile Thomas Lord Simpill, factor to the said Johne Lord Simpill, like as at mair lentht is contenit in the summondis thairupon. At the quhilk terme comperit the said Johne Lord Drummond, and gave in ane artikill direct contrair to the sade summondis, berand that the sade gudis elamit in the sade summondis takin away be David Drummond war had to his place of the Dry Yle, and thair continewally the said gudis war haldin quhill he disposit apon thame as he plesit, fra the tyme thai war takin away be David Drummond, and desirit to be admittit to the preving of the said artikill. The quhilk desyre the Lordis of Consale thoctt ressonabill, and admittit the said Lord Drummond thairto, and assignis to him the ix day of December nixt to cum with continewatioun of dais to prove sufficiently the said artikill direct contrair, and ordanis him to haf lettrez to summond sic wittnes and probatiounis as he will use in the sade mater aganis the sade day, and the pairtiis ar warnit heirop apud acta.

36.—*Continuation of foregoing.* [24th November, 1505.²]

Anent the terme assignit be the Lordis of Consale to Johne Lord Simpill, as sone and air of unquhile Thomas Lord Simpill, and execentour to unquhile Elizabeth Ross, his moder, aganis Johne Lord Drummond, to preve the wrangwis ressavng and withhaldin within his place of Drummane, he beand thair present, of xix. ky and divers other gudis, like as at mair lentht is contenit in the act and summondis. Baith the said pairtiis

¹ *Acta Dominorum Concilii*, Vol. XVII., fol. 30.

² *Ibid.*, Vol. XVII., fol. 31.

being personally present, the Lordis of Consale continewis the said mater in the samynyn forme, force, and effect as it is now on to the ix. day of December nixttocum, with continewatioun of dais but prejudice of parti, and ordanis the said Johne Lord Sempill to haf lettrez to summond sik witnes and probaciounis as he will use in the said mater aganis the said day, and the partiis ar warnit heirow, apud acta and that, the depositiounis of the witnes now takin in the said mater be closit aganis the said day.

37.—*Action by Lord Montgomery against the Executors of John Knox of that ilk, for proving payment of an annual rent, payable out of the lands of Stane.* [xxij^o January, 1505-6.¹]

Anent the terme assignit be the Lordis of Consale to Hew Lord Montgomery aganis Jonete Stewart and John of Knok, executoris to unquhile John Knok of that ilk, to prove the payment of the vij chalderis of mele, pryce ilk chalder vijj merkis, be the space of twa yeiris, and aue pund of pepper yeirlie be the said space for the rest of the annuall of the Stane, clauit be the sade executouris apoun Robert France of the Stane, and of the quhilk the sade Hew Lord Montgomery grantit to warrand the sade Robert, like as at mair lenthe is contenit in the actis and summondis thairappoun. The sade Jonete and John comperand be Williame Logan, their procuratour, and the sade Hew Lord Montgomery being personally present, the quhilk Lord producit ane discharge maid be John Knok of that ilk, of the foirsade mele and pepper, under ane procurete sele of Robert Sempill of Foulwed, of the date the vijj day of Januar the yeir of God J^m iiij^e, nynte and nyne yeiris befor thir witnes Johne of Cunyng-hame, Patrik Simpill, Williame Simpill, Johne of Hall, Johne of Machtane, and Johne Merchell, with otheris divers. The quhilk letter the sade Williame Logan, as procuratour foirsade, offerit him to impreif civilie, thairfoir the Lordis of Consale assignis to him the xx day of July next tocum with continuatioun, for the impreving of the sade lettir, and ordanis him to haf lettrez to summond the witnes contenit in the sade lettir, and sik other persounis and witnes as he will use in the sade mater; and the partiis, be thame self and thair procuratouris, are warnit heirow apud acta.

38.—*Tenancy of Lord Semple's lunds of Flat and Drumboy.* [19th January, 1507-8.²]

Master James Henriesoume, in the name of Paule of Blakfurde, askit

¹ *Acta Dominorum Concilii.* Vol. XVII., fol. 239.

² Vol. XIX., fol. 101.

ane instrument that the Lord Simple grantit in jugement, that the said Paulis fader was tenent to him of ane half merkland of auld extent, callit Flat, and of the thrid pairt of half ane merkland of auld extent, callit Drumboy, liand in the barony of Kilbride, and scherefidome of Lanerk, hora prima.

39.—*Resignation of Shawtoun in favour of Mr. David Cunningham.* [2nd August, 1507.¹]

DIE Lune, 2d Augusti anno quingentesimo vij. indictione decima, pontificatus Julii secundi, anno quarto, et regni xx. Ninianus Merschell de Clothodrick, procurator et eo nomine Hectoris Stewart de Raise, de cuius procuracionis mandato per literas papiri patentes, dicti Hectoris sigillo et subscriptione manuali firmatis, fidem ferentes legittimam, resignavit, pure et simpliciter, terras de Schawtoun, extendentes ad decem mercatas terrarum antiqui extentus, vel ea circa, jacentes in domini de Glasfurd, intra vicecomitatum de Lanark, cum pertinenciis, per fustem et baculum, et literas mandati patentes dicti Hectoris, in manibus Johannis domini Symple; investivit et infeodavit hereditarie, in perpetuum, magistrum David Coningham, suos heredes et assignatos, in personam discreti viri Thome Inglis, procuratoris et actornati et eo nomine dicti majistri David, de cuius eciam actornationis mandato michi plene constabat; per realem deliberacionem carte infeudacionis earundem terrarum, et precepti saisine eidem conformis, sigillo et subscriptione dicti domini Symple roborate, in signum realis possessionis investiture et infeudacionis in eisdem terris, sibi M. Davidi, suisque heredibus, desuper factarum: Pecit idem Thomas Inglis actornati et procuratorio nomine quo supra instrumenta: Acta in le Park de Lochwinnok, hora quasi xii in meridie; testibus, Johanne Symple de Lonebank, Alexandro Striveling, Luca Striveline, Andrea Piedegrew, et Roberto Lufy.

ABSTRACT.

Instrument on the resignation by Ninian Merschell of Clothodrik, procurator for Hector Stewart of Raise, into the hands of John Lord Semple, of the ten merk lands of old extent of Shawtoun, in the lordship of Glasford and shire of Lanark; and on the investiture and infeftment given thereof to Mr. David Cuningham, official of Glasgow, in the person of

¹ *Diocesan Registers of Glasgow.* Vol. II., p. 206.

Thomas Inglis, his procurator and attorney, by actual delivery of the charter of infeftment of the said lands, and the precept of sasine thereof, subscribed by the said Lord Sempill, in token of infeftment. Done in the Park of Lochwinnoch at noon, on 2d August, 1507.

40.—*Warrant to summon witnesses in the dispute between the Abbot of Paisley, and John Lord Sempill.* [17th January, 1508-9.¹]

Continewis the summondis rasis at the instance of ane venerabill fader in God Robertj, abbot of Paslaw, and the convent of the samyn, aganis Johne Lord Sympill, for the wrangwis withhalden fra thame of thre chalder of mele, and divers other pointis, like as at mair lentht is contenit in the summondis thairupon, on to the ferd day of Februar nixt tocum, with continewation of dais but prejudice of partj, and ordanis that the sade venerabill fader and convent haf lettretz to sumond the witnes that war sumond of befor, and comperit nocht, to be sumond under greter panis, and ma witnes gif thai ples; the sade venerabill fader and his convent comperand be Maister Alexander Schaw, chantour of the King's Chapell, Reale their procuratour, and the sade Lord Sympill be Maister Walter Layng, his procuratour ar warnit heirof apud acta.

41.—*Continuation of above.*²

Rex :—Lordis of our counsale we greit yone weile fforsamekil, as thair is summondis dependand betuex our cousing Jhonne Lord Sempill and the abbot of Paslay, our wyl is that ye continew the said summondis for ane xv dayis, for certane resonabil causis moving us, and this one na wis ye leiff ondone. Subscrivit with our hand at Edinburgh, the xxix day of Januar, and of our Regne the xxjth yeur.

JAMES R.

42.—*Protest by John Lord Sempill, against Sir John Stirling of Keir.* [5th February, 1508-9.³]

Johne Lord Sempill askit ane note that Sir Johne Striviling of the Keir Knycht grantit the landis of _____ war conjunct feftment to his moder, and thairfor he protestit qubath done thairintill hurt him nocht; hic hora quarta.

¹ *Acta Dominorum Concilii*, Vol. XX. fol. 40.

² Vol. XX. fol. 66.

³ Vol. XX. fol. 94.

43.—*Application by John Lord Semple for confirmation of the office of Bailliary of Paisley.* [14th February, 1508-9.¹]

Anent the suplicatioun gevin in be Johne Lord Sempill, that quhair in presens of the Kingis heines, it was appunctit betwix the abbot of Paslay and him that he suld haf the office of balzery of Paslay, and siklike proffittis as he had of befoir of George, sunntyme abbot of Paslay, and now pentionar of the samyn, for the space of thre yeris and forther efter his gude bering, ay and quhill it war knawin to our soverane Lord that he falzet to the sade abbot and convent, and suld haf gevin him thair lettrez under the commoun sele thairapon, the quhill he requirit with all diligence. And now the sade abbot and convent has callit the sade Lord be ane summondis befoir the saidis Lordis for the sade proffittis intronettit with be him, and thairfoir he made the sade abbot to be summond befoir the saidis Lordis for the fulfillment of the sade appunctment as was allegit in the sade suplicatioun, and thairfoir des-irit that the sade Lordis wald caus the sade abbot to answer to him sik like as thai causit him to answer to the sade abbot. The saidis Lordis with the sade suplicatioun being riplie avisit, understandis that thair is ane sentence interlocutour gevin and pronuncit in the sade mater of befoir, declarand thame nocht competent jugis to the sade abbot, as the summondis made aganis him be the sade Lord Sympill was libellat for the tyme upon the sade action, and for the quhill caus thai repellit the sade summondis of befoir, and thairfoir as now thai culd nocht procede farther thairintill.

44.—*Charter of King James the Fourth, in favour of John Lord Semple and his spouse, of lands of Southenan, etc.* [4th July, 1508.²]

JACOBUS Dei gracia Rex Scotorum Omnibus probis hominibus tocius terre sue clericis et laicis salutem Sciatis nos dedisse concessisse et hac presenti carta nostra confirmasse dilectis nostris consanguineo Johanni domino Sympill domine Margarete Creichtoun eius sponse ac eorum alteri diucius viventi in coniuncta infeodacione et heredibus subscriptis totas et integras terras de Suthenane cum turre fortalicio et molendino earunden cum suis pertinenciis jacentes in ballia nostra de Cunynghame et infra vicecomitatum nostrum de Aire. Ac etiam tota et integra molendinum granorum et molendinum fullonum de Anchindonane cum molendinorum pasturis multuris et sequelis earunden cum suis per-

¹ Vol. XX. fol. 123.

² Reg. Mag. Sig. Lib. XV. No. 87.

tinenciis jacentia infra baroniam et vicecomitatum de Renfrew Quequidem terre turre fortalitium molendina unacum terris molendinorum pasturis multuris et sequelis earundem predictis cum suis pertinenciis fuerunt dicti Johannis domini Symple prius hereditarie. Et quos et que ex longo tempore elapso personaliter per fustem et baculum in manibus nostris apud Edinburgh sursum reddidit pureque et simpliciter resignavit sasina earundem ad huc minime accepta prout in instrumento huiusmodi resignacionis eorum nobis desuper producto et ostenso plenius continetur ac totum jus et clameum que in eisdem habuit seu habere potuit pro se et heredibus suis omnino quittum clamavit imperpetuum. Tenendas et habendas totas et integras predictas terras de Suthenane cum turre fortalicio et molendino earundem ac tota et integra molendinum granorum et molendinum fullonum de Auchindonane unacum terris molendinorum pasturis multuris et sequelis earundem predictis cum suis pertinenciis dictis Johanni domino Symple et Margarete Crechtoun eius sponse et eorum alteri ducius viventi in coniuncta infeodacione et post eorum decessum heredibus dicti Johannis domini Symple quibuscunque. De nobis et successoribus nostris in feodo et hereditate imperpetuum per omnes rectas metas suas antiquas et divisas prout jacent in longitudine et latitudine in boscis planis moris marresiis viis semitis aquis stagnis rivolis pratis pascuis et pasturis molendinis multuris et eorum sequelis aucupacionibus venacionibus piscacionibus petariis turbariis carbonariis lapidicidiis lapide et calce fabrilibus brasinis brueriis et genestis cum curiis et earum exitibus herezeldis bludwitis et marchetis mulierum cum communi pastura libero introitu et exitu ac cum omnibus aliis et singulis libertatibus commoditatibus et asiamenis ac iustis suis pertinenciis quibuscunque tam non nominatis quam nominatis tam subtile terra quam supra terram procul et prope ad predictas terras cum turre fortalicio et molendino earundem ac cum totis et integris molendinis granorum et fullonum unacum terris molendinorum pasturis multuris et sequelis earundem cum suis pertinenciis spectantibus seu iuste spectare valentibus quomolibet in futurum adeo libere quiete plenarie integre honorifice (bene) et in pace sicut dictus Johannes dominus Symple aut predecessores sui huiusmodi terras turrem fortalitium et molendina cum suis pertinenciis de nobis aut predecessoribus nostris ante predictam resignacionem tenuit seu possedit tenuerunt seu possiderunt Pro quibusquidem terris turre fortalicio molendinis terris molendinorum pasturis multuris et sequelis earundem cum suis pertinenciis volumus et ordinamus quod servicium de baronia de Simple nobis debitum sufficiet et stabit pro toto tempore vite dictorum Johannis et Margarete

eius sponse absque aliquo alio speciali aut particulari servicio pro eisdem reddendo Insuper licet predictæ terre turre fortalicium molendina unacum molendinorum terris pasturis multuris et sequelis eorundem predictis cum suis pertinenciis sunt de dicta baronia de Simple tanquam partes et pendicule eiusdem et per dictam resignacionem nunc dictis Johanni domino Simple et Margarete eius sponse in coniuncta infeodatione dantur non obstante volumus et est nostre mentis intentio quoad dicta baronia de Simple post eorum vitam nullo modo infringatur sed volumus et ordinamus pro nobis et successoribus nostris quod post decessum prefate Margarete quod sint de predicta baronia et eiusdem serviciis sicut ante predictam resignacionem tanquam partes et pendicule a dicta baronia inseparate et indivise. Et tunc prout extunc univimus annexavimus et incorporavimus et hac presenti carta nostra univimus annexavimus et incorporamus easdem terras cum turre fortalicio molendinis terris molendinorum pasturis multuris et eorum sequelis dicte baronie de Simple et ad eandem naturam et eundem modum teneionis sicut ante huiusmodi resignacionem fuerunt absque revocacione seu impedimento aut contradiccione quacunque. In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus testibus ut in aliis cartis precedentibus apud Edinburgh quarto die mensis Julii anno Domini millesimo quingentesimo octavo et regni nostris vicesimo primo.

ABSTRACT.

Charter under the Great Seal by King James the Fourth, in favour of John lord Semple and Lady Margaret Crichton his spouse, and the survivor of them, in conjunct fee, and their heirs, of the lands of Suthenane, with tower, fortalice, and mill thereof, lying in the bailery of Cunyngham and shire of Ayr: also of the grain mill and Walk Mill of Auchindonane, with mill lands, pasture, multures, and sequels thereof, in the barony and shire of Renfrew: all which were resigned by the said lord, a long time past, in due form, in the King's hands at Edinburgh, but sasine had not as yet been taken thereof: To be held of the Crown in fee and heritage; the King ordaining that the service due to him from the barony of Semple should suttice and stand for all the lifetime of the said John, and of Margaret his wife, without any other special or particular service to be rendered therefor: and although the foresaid lands, tower, fortalice, mills, mill lands, etc., were parts and pendicles of the said barony of Semple, and as such, upon this resignation, were given to the said John and

Margaret his spouse in conjunct fee ; nevertheless, the King ordains that after their lives, the said barony of Semple shall in no way be infringed ; and that, after the decease of the said Margaret, these parts and pendicles be inseparable from the said barony ; and then as now the King united, incorporated, and annexed the said lands and others to the barony of Semple, and to the same manner of holding as they were before this resignation. Dated at Edinburgh, 4th July, 1508.

45.—*Instrument defining disputed boundaries of the lands of Calderhagh and Bar.* [26th April, 1509.]

Instrumentum limitum de Caldorhawe et Bar in Lochquhynzok.¹

IN DEI NOMINE Amen. Per hoc presens publicum instrumentum cunctis pateat evidenter et fit notum, quod anno dominice incarnationis M^o cccc^o ix^o, die vero mensis Aprilis xxvi^o, indictione duodecima, pontificatus sanctissimi in Christo patris et domini nostri domini Julii divina providentia pape secundi anno sexto, in mei notarii publici et testium subscriptorum presentia personaliter constituti erant quidam iudices electi et jurati, pro divisione limitum et divisarum certarum terrarum inter venerabilem in Christo patrem Robertum permissione divina abbatem de Pasleto et suum conventum ex parte una, et Robertum Symple de Fowlwod et Ricardum Brown de Cultermayns, dominos de Caldorhawe in Lochquhynzok, parte ex altera; videlicet pro parte dictorum Abbatis et conventus electi Wilhelmus Jamesone et David Blackburn et pro parte dictorum Roberti et Ricardi electi Wilhelmus Luf et Johannes Luf. Qui iudices sic inter partes electi, in sua conscientia, magno juramento interveniente, ipsas terras super quibus lis orta erat fideliter diviserunt et limitarunt. Incipiendo ad aquam de Calder ubi intrat lacum de Lochquhynzok, et sic ascendendo quāz ext^a quāz deam aquam ex aduerso int^a inter terras de Bar et Caldorhawe usque torrentem de Garpollburn, et sic ascendendo a Wattyrhohe wp per dictam aquam de Caldyr usque torrentem de Clook, et sic ascendendo dictum torrentem de Clook usque terras domini Symple de Mechelton prout lapides et antique fosse per dictos iudices desuper extente et erecti in signum perpetue deambulationis fuerunt; et hos limites sic divisos ad remanendum imperpetuum absque contradictione partium dicti iudices ordinarunt et finaliter decreverunt. Super quibus omnibus et singulis suprascriptis Jacobus Cor procurator dictorum Abbatis et conventus et eorum eliens et serjandus, nomine et ex parte dictorum Abbatis et

¹ *Registrum de Passelet*, p. 430.

conventus, a me notario subscripto sibi et eis fieri petiit unum et plura publicum et publica instrumentum et instrumenta. Acta erant hec apud limites dictarum terrarum sic divisarum infra decimam et undecimam horas ante meridiem, anno, die, mense, indictione et pontificatu suprascriptis; Presentibus ibidem providis viris Wilhelmo Glen, Wilhelmo Brydyng, Thoma Archbald, Thoma Lwif, Wilhelmo Henrison et Johanne Sympile in Caldorhauch, cum diversis aliis testibus ad premissa audienda vocatis pariter et rogatis.

Et ego Jacobus Glen clericus, ac notarius imperiali et regali auctoritatibus, quia premissis omnibus et singulis dum sic ut premittitur dicerentur, agerentur et fierent, una cum prenominatis testibus, presens interfui, ac omnia et singula suprascripta sic fieri vidi, dici scivi et audiui ac in notam cepi, ex qua hoc presens publicum instrumentum manu alterius, me aliis occupato negotiis, fideliter scriptum exinde confeci et in hanc publicam formam redegi signoque nomine et subscriptione meis solitis et consuetis subscripsi et signavi, rogatus et requisitus, in fidem et testimonium omnium et singulorum premissorum.

Jacobus Glen.

ABSTRACT.

Notarial Instrument, executed by James Glen, notary public, narrating that a dispute having arisen between Robert, abbot of Paisley, and his convent on the one part, and Robert Semple of Foulwod, and Richard Brown of Cultermains, lairds of Calderhaugh in Loehwinnoch, on the other, concerning the boundaries of certain lands, they chose as arbiters William Jameson and David Blackburn, for the abbot and convent, and William and John Love for the said Robert and Richard; which judges, having been sworn upon their conscience, faithfully divided and marched the lands in this manner;—Beginning at the water of Calder where it enters Loehwinnoch, and so upwards, without and within the said water on opposite sides, between the lands of Bar and Calderhauch as far as the Garpolburn, and so from the Waterholm upwards by the Calder water as far as the burn of Clook, and going up the said burn as far as the lands of Lord Semple, of Mechelton, as the stones were erected and the old ditch drawn out by the said judges, as a mark of perpetual marching; and the said judges ordained and finally discerned these boundaries so divided, to remain for ever without contradiction of parties: whereupon James Cor, procurator of the said abbot and convent, and their client and

serjeant, in their name, took instruments: Done upon the marches of the said lands, between ten and eleven o'clock forenoon, of 26 April 1509.

- 46.—*Confirmation by King James the Fourth, of mortification by John Lord Simple, of ten merks yearly to the chapel of St. Anan.* [Dated 5th June, 1509: Confirmed 20th June same year.]

REX ad manum mortuum confirmavit cartam Johannis domini Simple sub hac forma. Omnibus hanc cartam visuris vel audituris Johannes dominus Simple salutem in domino sempiternam Noveritis me in laudem et honorem Dei omnipotentis gloriosissimeque virginis Marie matris sue sancti Anandi et omnium supernorum civium sanctorum et pro prosperitate illustrissimi principis Jacobi quarti Dei gratia Scotorum Regis invictissimi et Margarete regine Scocie sue consortis inclitissime ac pro salute anime mee at Margarete Creichtoun sponse mee moderne meorumque predecessorum et successorum et animarum omnium fidelium defunctorum dedisse concessisse et hac presenti carta mea confirmasse necnon dare concedere et presenti carta mea confirmare Deo omnipotenti et gloriosissime virgini Marie sanctoque Anando et omnibus sanctis paradisi ac uni capellano missas et divina imperpetuum cum dispositus fuerit celebraturo in capella dicti Sancti Anandi per me edificanda infra cimiterium capelle eiusdem infra terras dominicales de Suthemane situatum totum et integrum illum meum annum redditum decem mercarum annuatim levandum de terris meis de Mekil Kyll Ruskane et Litill Kilruskane cum suis pertinentiis jacentibus in ballia de Cunynghame et infra vicecomitatum de Are et duas summas graminis jacentes in pastura terrarum dominicalium de Suthemane cum una aera terre jacente ex parte boreali dicti cimiterii pro quadam mansione dicto capellano fienda infra vicecomitatum predictum iacente Tenendum et habendum totum et integrum illum meum annum redditum decem mercarum annuatim levandarum de dictis terris meis de Mekle Kilruskane et Litill Kilruskane ac dictas duas summas graminis jacentes in pastura terrarum dominicalium predictarum cum dicta aera terre prefatis omnipotenti Deo et beatissime Virgini Marie matri sue et Sancto Anando dictoque capellano et suis successoribus capellanis missas et divina in dicta capella Sancti Anandi per me edificanda imperpetuum celebraturis cum ad hoc dispositi fuerint vel fuerint a me et heredibus meis de supremo domino nostro Rege et suis successoribus in parvam et perpetuam elemosinam imperpetuum. Cum omnibus et singulis libertatibus communitatibus et

asiamensis ad dictum annum redditum et summas graminis cum aera terre et suis pertinentiis spectantibus seu inste spectare valentibus quomodolibet in futurum et adeo libere quiete plenarie integre honorifice bene et in pace sicut aliquis annuus redditus summe graminis aut aera terre infra regnum Scoeie in puram et perpetuam elemosinam liberius dantur seu conceduntur aut dari seu concedi poterunt qualitercunque in futurum. Volo etiam et ordino quod donacio seu dispositio dicte capellanie ad me pro tota tempore vite mee spectat et pertineat et post meum decessum ad heredes meos quocienscunque vacare contigerit spectabit et pertinebit absque ulla collatione ordinaria desuper habenda. Tenebitur etiam idem capellanus qui pro tempore fuerit ad continuam residenciam apud dictam capellam Sancti Anandi. Ita quod non absentabit se a dicto servicio per spacium quatuor dierum continue absque licencia me[i] aut heredum meorum quin vacabit ipsa capellania Et cum idem capellanus promotus fuerit ad uberius beneficium vacabit ipsa capellania ipso facto. Tenebitur etiam dictus capellanus qui pro tempore fuerit missam quotidie cum dispositus fuerit celebrare et in principio cuiuslibet misse sue populum cohortari ut dicant unum pater noster cum salutatione angelica: scilicet Ave Maria et post missam psalmum de profundis pro suis fundatoribus. Si cum concubinam publice et notorie detinuerit aut noctivagus ebriosus seu communis brigator manifeste cognitus fuerit suis demeritis exigentibus dicta capellania vacabit. Tenebitur etiam dictus capellanus sufficientem mansionem apud dictam capellam honeste sustinere cum plantacione arborum et florum ut congruit. Et ipse capellanus pro tempore existente habebit suum praefilium cum potu toto tempore quo contigerit me aut heredes meos fore in Suthernane prope dictam capellam. Et ego vero predictus Johannes dominus Simple et heredes mei totum et integrum predictum annum redditum decem mercarum duas summas graminis cum aera terre predicta et suis pertinentiis predicto capellano et suis successoribus capellanis in dicta capella missas et divina imperpetuum celebrantur in puram et perpetuam elemosinam in omnibus et per omnia forma pariter et effectu ut premissum est contra omnes mortales warantizabimus acquietabimus et imperpetuum defendemus. In cuius rei testimonium sigillum meum huic presenti carte mee est appensum apud Edinburgh quinto die mensis Junii anno Domini millesimo quingentesimo nono coram hiis testibus Johanne Striveling de Keir milite Alexandro Stewart de Rais Alano Simple de Bare domino Roberto Westwod capellano et Johanne Maxwell cum diversis aliis. Quamquidem cartam et donacionem ac omnia et singula in eadem contenta in omnibus suis punctis et articulis condicioni-

bus et modis ac circumstantiis suis quibuscunque pariter et effectu in omnibus et per omnia approbamus ratificamus et pro nobis et successoribus nostris admortizamus et ad manum mortuam ut premissum est pro perpetuo confirmamus salvis nobis et successoribus nostris predicti capellani et suorum successorum orationum suffragiis devotarum tantum In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus. Testibus etc. Apud Edinburgh vicesimo die mensis Junii anno Domini millesimo quingentesimo nono et Regni nostri vicesimo quarto.

ABSTRACT.

Charter by John Lord Semple, whereby for the honour and glory of God and the most glorious Virgin Mary his mother, Saint Anand and all the Saints of Paradise, and for the prosperity of the most illustrious Prince James the Fourth by the grace of God most invincible King of Scots, and Margaret Queen of Scots his most noble consort, and for the welfare of his own soul and the soul of Margaret Creichtoun his present spouse, and the souls of his predecessors and successors, and of all the faithful dead, he gives grants and confirms to God Almighty, the most glorious Virgin Mary, Saint Anand and all the Saints of Paradise, and to a chaplain celebrating masses and divine service for ever, when disposed, in the chapel of the said St. Anand, to be built by the granter in the cemetery of the said chapel, within the dominical lands of Suthemane, all and whole an annual rent of ten marks, to be uplifted yearly, forth of his lands of Mekil Kyll Ruskane and Little Kibruskane, in the bailliary of Cunynghame and sheriffdom of Air, and two "souns" of grass lying in the pasture of the dominical lands of Suthemane, with one acre of land on the north side of the said cemetery for a certain manse to be made for the said chaplain: To be held by the said chaplain and his successors, chaplains saying masses and doing divine service in the said chapel of St. Anand to be built by the granter, when they may be so disposed, from the granter and his heirs, of the King and his successors, in pure and perpetual alms. The granter further wills and ordains that the gift or disposal of the said chaplainry shall belong and pertain to him during his life, and after his decease to his heirs as often as it shall happen to fall vacant, without any ordinary collation to be had thereupon. The chaplain for the time shall also be bound to make continual residence at the said chapel of St. Anand, so as not to absent himself from the said service for the space of four days continuously without license of the

granter or his heirs when the said chaplainry shall be vacant; and when the chaplain shall be promoted to a better benefice the chaplainry *ipso facto* shall become vacant. Also the chaplain for the time shall be bound to say mass daily, when he may be disposed, and in the beginning of each of his masses to exhort the people to say one Pater noster, with the Angelic salutation viz. *Ave Maria*, and after mass the Psalm *de profundis* for his founders. If he be known publicly and notoriously to keep a concubine, or to be a night walker, drunken, or a common "brigator" the chaplainry shall become vacant on account of his deserts. The said chaplain shall also be bound to uphold a sufficient dwelling house at the said chapel, with plantation of trees and flowers, as accords: And he shall have his dinner with drink the whole time the granter or his heirs shall be at Suthennane near the said chapel. Sealed at Edinburgh 5th June 1509. Witnesses John Striveling of Keir knight, Alexander Stewart of Rais, Alan Semple of Bare, Sir Robert Westwod chaplain and John Maxwell: Which gift and charter the King ratifies and confirms in mortmain, reserving the suffrages of devout supplications of the chaplain and his successors for the King and his successors. Confirmation dated 20th June 1509.

47.—*Judgment against Alexander Stewart, Rais, and others, to enter themselves in ward in the prison of Blackness, for refusing to act as a Court of Inquest, at the instance of John Lord Semple, Sheriff of Renfrewshire.* [27th November, 1510.¹]

Anent the summondis maid at the instance of our soverane Lord and of Johne Lord Sympill, Sheret of the Barony of Renfrew, apone thir persons underwrittin, frehaldaris of the Sherefdom of Renfrew—that is to say, Alexander Stewart of the Rais, Johne Stewart of Argowane, Johne Spreule, David Haw of Leithland, Robertt Wallace of Johnestone, James Craufurd of Auchinnany, Thomas Knok of Selviland—to answer to our said soverane Lord for the contemptioun done to his hienes in the refusing to deliver apone ane actioun of blude committit to thare knaulege be the said Shereff, eftir thai war chosin apone the Inqueste, and to here thame decernit to be punist thairfor, like as wes at mare lenth contenit in the said summondis. Our Soveraie Lord compeirand be Maister James Henrysone, his advocat, and the said Lord Sympill comperand be Johne Striveling of the Keir Knycht, his procurator, and the remanent of the saidis persons being

¹ *Reg. Mag. Sig.*, Vol. XXII., fol. 7.

lauchfully summond, etc., the pairtiis punctis rielitis ressons, etc. The Lordis of counceill decretis and deliveris that lettrez be writtin to charge the saidis persons to entir their persons in ward, within the castell of Blaknes, within sex days nixt eftir thai be chargit, thare to remain on thair awne expenss quhill thai be fred be our Soverane Lord, under the pain of rebellion and putting of thame to the horne for thare contemptioun done to our said Soverane Lord, and to his said Shereif in dissobaing to deliver apon the said action, like as wes previt be ane instrument schawin and producit thairuppon; and that the saidis persons cum to the secretaire and ressave thare lettrez of ressait in warde.

48.—*Judgment annulling a charge against John Lord Semple, at the instance of Andrew Marshall, for infefting him in one-fourth of the lands of Brandescroft, and ordaining new infeftment of said lands.*
[12th March, 1510-11.¹]

Anent the summondis made at the instance of Johne Lord Sympill, aganis Andro Merschell, to heir and se our Soverane Lordis lettrez and proces past apon the said Lord, at his instance, chargeing him as superiour of the landis of Brandiscroft, to infeft the said Andro in the quarter thairof, togidder with the sesing optenit be the said Andro, of our Soverane Lord, to be retetit and adnullit for divers caussis, like as at mair lenth is contenit in the said summondis. Baith the saidis partiis being personaly present, the Lordis of Counsall decretis and deliveris and decernis with consent of baith the saidis partiis, the said proces and sesing optenit thairby of our Soverane Lord, of nane avale, force, nor effect, in jugement nor outwith in tyme tocum; and that the said Lord sall infeft the said Andro heretably, be charter and sesing, in the said quarter of the landis of Brandiscroft, with the pertinentis to be haldin of him to the said Andro, for ane soyt to be gevin at the said Lordis hede court efter Michelmes, yerly, induring the said Androis livetyne allanerly, and to the said Androis airis for thre soytis to be gevin yerly at the said Lordis thre hede courtis,—that is to say, at ilkane of the said courtis ane soyt, and that letres be writtin to compell, command, and charge the said Lord herto in dew form as efferis.

¹ *Reg. Mag. Sig.*, Vol. XXII., fol. 51.

49.—*Charter by King James the Fourth, to Lord Semple, of the lands of Paidzeauch, Ridlinghaly. [2nd June, 1511.]*

JACOBUS Dei gracia Rex Scotorum omnibus probis hominibus totius terre sue clericis et laicis salutem. Sciatis nos tanquam tutor et gubernator carissimo filio nostro primogenito Jacobo principi et senescallo Scocie dedisse concessisse et hac presenti carta nostra confirmasse dilecto consanguineo nostro Johanni domino Sempill totas et integras terras de Paidzeauch Ridlinghaly cum suis pertinenciis jacentes infra vicecomitatum nostrum de Are: Quæquidem terre cum suis pertinenciis fuerunt dicti Johannis consanguinei nostri prius hereditarie per ipsum de nobis tanquam senescallo Scocie immediate teute, et per nos prius dicti Johannis baronie de Sempill unite annexate et incorporate Et postea in manibus nostris recognite fuerunt ob alienacionem maioris partis earundem, et lapsis anno et die post huiusmodi recognicionem prefatisque terris ad plegium minime demissis dicto Johanne consanguineo nostro omnibusque aliis ad huiusmodi terras interesse habentes seu habere presumentes suam proprietatem et possessionem earundem amiserunt et easdem nobis pertinere decreverunt Et futuris temporibus ad nostre libitum voluntatis disponendas Ex eo quod maior pars dictarum terrarum alienata fuit absque consensu licencia aut confirmacione nostri aut predecessorum nostrorum prout dictis dominis clare constabat ut in eorum decreto desuper promulgato plenius continetur Insuper nos tanquam tutor et gubernator dicto carissimo primogenito nostro principi et senescallo Scocie pro bono gratuitoque servicio nobis per dictum Johannem consanguineum impenso univimus anneximus et de novo incorporavimus et hac presenti carta nostra unimus anneximus et de novo incorporavimus totas et integras dictas terras de Paidzeauch Ridlinghaly cum suis pertinenciis in et ad ipsius consanguinei nostri terras et Baroniam de Sempill predictas Volumus eciam et concedimus pro nobis et successoribus nostris regibus et senescallis Scocie quod semper dictæ terre fuerint una pars dictæ Baronie privilegiique et libertatis eiusdem Et quod secta curie et servicium de eisdem debita stabant et sufficiant pro huiusmodi terris de Paidzeauch Ridlinghaly tanquam una pars eiusdem Baronie nunc de novo unitis incorporatis eadem absque aliquo alio particulari seu speciali servicio inde reddendo in futurum. Eciam volumus et ordinamus pro nobis et dicto carissimo primogenito nostro et nostris successoribus regibus et senescallis Scocie predictis quod post primam sasina nunc per dictum consanguineum nostrum de dictis terris capiendam quod una tantum sasina per

heredes suos dicte baronie apud principale messuagium eiusdem capienda extendet et sufficiens sasina erit pro huiusmodi terris de Paidzeauch Ridighaly cum pertinentiis tanquam de una parte dicte baronie nunc eidem ut premititur unita et incorporata absque aliqua alia speciali seu particulari sasina de eisdem capienda in futurum pro perpetuo. Tenendas et habendas totas et integras dietas terras de Paidzeauch Ridighaly cum suis pertinentiis nunc unitas annexatas et incorporatas dicte baronie de Sempill tanquam unam partem eiusdem dicto Johanni consanguineo nostro et heredibus suis de dicto carissimo primogenito nostro principe senescallo Scoocie et successoribus suis regibus et senescallis eiusdem in feodo hereditate et libera baronia imperpetuum Per omnes rectas metas suas antiquas et divisas prout iacent cum curiis et earum exitibus cum communi pastura libero introitu et exitu ac cum omnibus aliis privilegiis et libertatibus dicte baronie de Sempill adeo libere sicut eadem infeodatur et secundum tenorem nostre carte et nomine infeodacionis predictae dicto consanguineo nostro desuper date et confecte Insuper pro nobis et dicto carissimo nostro filio primogenito principe et senescallo Scoocie dedimus et concessimus nostrum plenarium consensum et licenciam specialem dicto Johanni consanguineo nostro et heredibus suis ad infeodandum suos libere tenentes in eorum tenandriis dictarum terrarum quas de ipso hereditarie tenuerunt per suas cartas et sasinas de ipso et heredibus suis tenendas similiter sicut ante dietam recognitionem tenuerunt Volumus etiam et concedimus pro nobis et dicto carissimo filio nostro primogenito et nostris successoribus predictis quod alienaciones infeodaciones carte et sasine que per dictum consanguineum nostrum aut heredes suos dictis suis tenentibus et suis heredibus de eorum tenandriis predictarum terrarum confecte fuerint nulla causa recognitionis et forisfacture erunt dampnum seu prejudicium dicto nostro consanguineo neque heredibus suis aut suis tenentibus seu eorum heredibus penes pacificam gavisionem et possessionem earundem in futurum et in maiorem securitatem eorundem nos ut tutor et gubernator dicti carissimi filii nostri primogeniti ratificavimus approbavimus et pro nobis et nostris successoribus predictis nunc prout extunc et e converso pro perpetuo confirmavimus cartas alienaciones infeodaciones et sasinas que per dictum consanguineum nostrum et heredes suos dictis suis tenentibus et eorum heredibus de suis tenandriis terrarum predictarum confecte fuerint et volumus et concedimus quod nostra licencia et generalis confirmacio eis erunt consimilis et tanti roboris et efficacie ac si dicte alienaciones infeodaciones et sasine date fuerant per nostram cartam seu cartas sub nostro magno sigillo super

huiusmodi alienacionibus in maiori forma absque aliquo obstaculo aut contradictione nostri aut dicti carissimi filii nostri primogeniti seu nostrorum successorum quorumcunque. In cuius rei testimonium presenti carte nostre magnum sigillum nostrum apponi precepimus Testibus etc. Apud Edinburgh secundo die mensis Junii anno domini millesimo quingentesimo undecimo et regni nostri vicesimo quarto.

ABSTRACT.

Charter by King James the Fourth, King of Scots, as tutor and Governor to his eldest son James, Prince and Steward of Scotland, under his great seal, whereby he gives and confirms to his well-beloved cousin, John Lord Sempill, all and whole the lands of Paidzeache Ridinglehaly, with the pertinents, in the shire of Ayr; which lands formerly belonged heritably to the said John, and were held by him immediately of the King as Steward of Scotland, and were united and incorporated by the King with the barony of Sempill, and were afterwards recognosed into the King's hands on account of the alienation of the greater part thereof, and a year and a day having elapsed from the time of the said recognition, and the lands not dimitted at pledge, and the said John and all others having, or pretending to have interest, having been lawfully summoned to see and hear the said lands apprized on account of such alienation, and a decret having been given forth by the Lords of Council that the said John and all others having, or pretending to have interest, had lost their property in the said lands, and decerned that the same belonged to the King, and were at his disposition on account of such alienation being made without the King's licence or confirmation, or those of his predecessors, as was more fully contained in the Lords' decret given thereupon. Further, the King as Tutor and Governor to the said Prince and Steward of Scotland, for the good and thankful service done to him by the said John, united and of new incorporated the said lands of Paidzeache Ridinglehaly, in and with the said John's lands and Barony of Sempill foresaid, and for him and his successors, Kings and Stewards of Scotland, granted that the said lands shall be always a part of the said Barony, privilege and liberty thereof; and that suit of court and service due from the same shall be sufficient for the said lands of Paidzeache Ridinglehaly, as a part of the said barony; and that after the first sasine to be taken by the said John of the said lands, that a single sasine only to be taken by his heirs at the principal messuage of the barony, should extend and be a sufficient sasine for the said lands of Paidzeache Ridinglehaly, without any particular sasine

to be taken thereof; To be held by the said John and his heirs of the King's eldest son, Prince and Steward of Scotland, and his successors, Kings and Stewards of Scotland, in fee, heritage, and free lavony forever, with all privileges and liberties belonging to the said barony of Sempill. Further, the King for himself and the Prince and Steward of Scotland granted consent and special licence to the said John and his heirs to infest their free tenants in the tenandries they held heritably of him and his heirs, to be held in the like manner as before the recognition, etc., and ratified and approved all Charters and other writs granted by the said John and his heirs to their said tenants. Dated at Edinburgh, 2nd June 1511.

- 50.—*Contract or assedation of certain lands in the Park of Lochwinnoch made between William Lord Simple and his mother.* [12th April, 1516.]

xij^o Aprilis, 1516^a.¹

Domino gubernatore presente Sederunt archiepiscopus Sanctiandree legatus cum potestate etc. cancellarius, comites de Levinax, Murray, Glencarne, Eglintoun, Rothcs, Prior Sanctiandree, Abbates Jedburgh, Culros, domini Maxwell, Hay de Zester, Patrieus dominus Lindesay, Ninianus dominus Ross, Willelmus dominus Simple, clericus registri, Willelmus Ogilby, M. Pa. Covintre, M. Ga. Dunbar, M. Jacobus Wischart.

Comperit Williame Lord Simple and grantit to releif Hew, Erle of Eglintoun, Niniane, Lord Ross, Johnne, Maister of Muntgumery, James Coluile of Vchiltre, and Robert Brus of Artht, of the sovrtie in the qvhillk thai ar becommyn for him in the mater betuix him and Margrete Crechtoun: his gud moder. Hora xi.

Hewe, Erle of Eglintoun, askit instrumentis herapoun. In lykwiss, James Coluile of Vchiltre askit instrumentis. In lykwiss, the lard of Artht askit instrumentis thairapoun.

Eodem die: In presens of the lordis of counsell comperit Williame Lord Simple on that ane part, and Dame Margret Crechtoun (Lady Simple), the relict of unquhile Johnne Lord Simple, fader to the said Williame on that uther part, and gair in this appunctuament and contract underwritin and desyrit the samyn to be put in form of act and to have the strenth and effect of the decreete of the saidis lordis in tyme cuming, and that our souerane lordis lettrez be direct to command and charge, compell, and distrenze, baith the saidis partijs for the fulfilling of the said

¹ *Acta Dom. Concilii*, Vol. XXVII., fol. 225.

appunctuament: And baith the saidis partijs has sworn in Jugement newir to cum in the contrar therof. Of the quhilk the tenor followis: At Edinburgh, the xii. day of Aprill, the yer of God j^m v^c and xvi. yeris. It is appunctit concordit and finally aggreit betuix ane noble and miehtie lord, William Lord Simple, on that ane part, and Dame Margaret Crechtoun Lady Simple the relict of umquhile Johne Lord Simple, fader to the said William, on that uther part, anent the assedatioun and setting in tak of all hir landis pertening to hir be resoun of terce and conjunct fe and utheris pointis eftir specifeit in maner, forme, and effect, as eftir followis: That is to say, the said lady sall set and to male lett, and be this present writt settis and to male lettis to the said lord and his airis, all and haile hir landis of the park of Lochvnhoo, Southanane, Knowglas, Claddanys, and Skeocht, pertening to hir in liverent and conjunct fee, togedder with all utheris landis and tereis pertening to hir be deceis of umquhile the said Johne Lord Simple, hir husband, with the hous of Castell Simple, Southanane, and all utheris housis and bigynis pertening to hir saidis conjunct fies, liferentis, or tereis, witht milnis, multuris, woddis, yardis, medowis, fischingis, and all utheris comodities and proflittis that scho nicht have had of the saidis landis, for all the dais and termis of the said ladyis life, the entre of the said lord in and to the tak and assedatioun of the saidis landis, to be at the feist of Whitsunday nixt and immediatlie following the date of thir presentis, and to the saidis housis of Simple and Southanane, within twenty dais nixt eftir the date of thir presentis, and fra thynefurth till endur for all the dais of hir lif, as said is for the quhilk caus, the said lord and his airis sall content and pay to the said lady or hir factouris, ilk yer during hir lifetyme, the sowm of four hundreth pundis, gold and silver, gud and usuall money of Scotland, at tua usuall termis in the yer mertimes and Witsunday, be equale porciouns, or within twenty dais eftir the said termis, to be deliverit within the town of Edinburgh, in the hous and biging pertening to the airis of umquhile Schir Adam Creichtoun of Rothvennis, Knycht, now occupyit and inhabit be Thomas Hume, the sone of Schir Thomas Hume of Langshaw, Knycht, the first payment of the said sowm to be at the feist of Mertimes nixt eftir the entre of the said lord to the saidis landis: for the payment of the quhilk sowm yerlie and termie, as said is the said lord, and his airis sall caus thir persouns underwritin to be actit in our sonerane lordis bukis of counsall, and in the officialis or commissaris of Lautheane, renunciand thair awin jurisdictioun and submittand thame in that caus to the jurisdictioun of Lautheane, that is to say, noble lordis, Hew,

Erle of Eglintoun, Niniane, Lord Ross of Halkheid, Jhone, Master of Montgomery, James Coluile of Vchiltre and Robert Brus of Arth, togidder with the said William Lord Simple, conjunctlie and seueralie renunciant the benefice of divisoun, doli, mali, auctentie, presenti, de fidejussoribus, and uther exceptioun of law, baith ciuile and canoun, grantit to souirteis or borrowis, bot sua that the fornemit persouns and ilk ane of thame conjunctlie and seueralie be actit as principale dettouris for payment of the said sowm at the ternais forsaid, sua that it salbe lefull to the said lady or hir factouris to curs or poynd the forsaid persouns or ony ane of thame for payment of the forsaid sowm without ony uther proces or ordour of law: And samony of the fornemit souirteis and dettouris as is within age that thai be sworn nocht to cum in the contrar of this band and punctis contenit in the samyn at thair perfit age nor desir restitution thairof, nor allege na uther exceptioun nor privilege grantit to thame, beand of les age of the law, but thai command to thair perfit age to ratify and appreif the samyn: And gif it sall happin ony of the forsaidis persouns to deceis beför the said lady, or to be insufficient ony way, the said lord sall in that caus caus utheris of als greit leving, and als sufficient, to be actit in thair steid: And that it sall nocht be lefull to the said lord nor his airis nor nane of the fornemit persouns aganis the payment of the said sowm to propone recompensacioun nor nane uther excepcioun peremptour nor dilatour except payment or remissioun alanerly; nor desir the saidis actis to be retreit for na caus bygane nor tocum, bot that the said sowm be payt till hir yerlie and termie, as said is during hir lifetyme, but ony pley, stop or impediment: Nor that na sowmez optenit or to be optenit be the said lord or ony uther persouns be allowit in payment of the said sowm, to be gevin to hir, she findand sufficient causioun to be responsall to all creditoris quhilkis sall happen to optene ony sowmez apoun hir: And that the said lady sall haif the Witsounday ternez mail nixt eftir the date of thir presentis of all hir landis, liverentis, conjunctfeis, and terces, togidder with all uther dewiteis and proffits pertening to the saidis landis, quhill the said term of Witsounday nixt tocum inclusive: And the said lord sall tak in favouris the lady Bighawis barnis, the curate of Lochincho, and all uther tenentis and servandis quhilkis has done for the said lady, and that he has takyn displeasour at for hin caus, and thai that has takyn ony land at hir that thai be nocht removit thairfra, thai doand thairfor as utheris dois for siclik, and that Alexander Broun be restorit to his parroch clerkship of the Glasfurd, and to bruk the samyn peceabli in tym tocum without interupcioun, ay and quhill he be put lauchfully thairfra:

And that he haue met drink and housing on the said Alexanderis resunable expens in ony place of the saidis lordis landis, maist ewest for his said office and service of clerkship : And that the said lord sall caus the said lady tenentis, servandis, and all utheris, awand in ony malez, fermez, or ony utheris dewiteis of termez bigane unto the terme of Witsounday nixt tocum inclusive to mak compt thairof, and to pay the samyn betuix this and the fest of Witsounday nixt tocum, without thai get ane sufficient discharg of hir : And to caus her gudis, sic as nolt scheip and uther gudis movable and unmovable to be kept apoun the said grond apoun hir expens quhill the said terme of Witsounday nixt tocum : And than or sonar to gif it pleis hir to caws hir awn tenentis or utheris to haue and bring the saidis guidis to Striveling, Strowyline, or Edinburgh, quhan it pleis hir. And gif it pleis the said lady to tak ony of the said Lord Simpleis landis in sourtie of payment of the said sowm, that he sall gif the samyn be his charter and saising as scho sall devis, quhilk beand done, the said lady sall discharg the said sourteis sa fer as gettis landis in securite as said is : And the said lord and his airis sall releif the said lady of all taxtis, tributis, exactionis, and service to the King in weris or ony uther thing concerning the saidis landis, except generalie taxtis impositiounis our all the realm, of the quhilk the said lady sall pay afferand to hir part, sua that the said lord tak na thing fra the tenentis for the said Impositiounis : And gif he sa dois that scho be releivit thairof. And als the said lord sall discharg and be this writ dischargis the act maid befor the lordis of counsell, be the quhilk Jhone Striveling of the Keir, Knycht, sone to the said lady, wes oblist eftir hir deceis to restoir the houssis, woddis and orchardis of the landis pertening to hir in lifrent, conjunct fee, and terce, als gud as they war the tyme of the making of the said ak. And gif it sall happin the said lord or his airis or his sourteis to failze in the payment of the said sowm at the termez forsaid, or the said lord to failze in ony of the premissis, sua that it pleis the said lady, this tak and assedacioun to be cassit and annullit and to be of nane effect nor avale, bot now as than and than as now the said lord dischargis the samyn : And in that cais the said lord or his airis for costis scaith and expensis sustenit and maid be the said lady sall content and pay the sowm of thre hundreth merkis money forsaid, ane thrid thairof to be applyit to the King, ane thrid to the Kirk of Glasgow, and a uthir thrid to the party : Nevertheless, this principall band and contrak, sua that it pleis the said lady, to remane in force and effect. In wites of the quhilk thing baith the saidis partijs, togidder with the fornemmit sourteis and dettouris has subscrivit this

present writ with thair handis day yeir and place forsaid befor thir witnes,
Georg Crawford of Lochtmoris, Jhone Wat of Busby, Maister Abraham
Creichtoun, Jhone Simple, Thomas Giffert, Maister Thomas Brus, and
Jhone Diksoun, notar publict, with utheris dineris. (Signed)

Hew Erle of Muntgumery,
Margret Simple,
William Lord Simple,
Robert the Brus of Artht,
Nimiane Lord Ross,
Jhone, Maister of Muntgumery,
James Coluile of Uchiltre.

51.—*Action between William Lord Simple and Margaret Lady Simple
anent the lands of Parkhill, etc. [March, 1517.]*

xxvj^o Marcii anno, etc., v^o xvij^a¹

Sederunt : legatus, cancellarius, Candidicase, comites Crawford, Glen-
earn, Athole, domini prior Candidicase, Driburgh, Cambruskymeth, domini
Simple, Sancti Johannis, clericus registri, decanus Glasguensis, Willelmus
Scott, M. Patrick Covintre, M. Ja. Wishart, M. Adam Otterburne.

Anent the terme assignit be the lordis of counsall to Margret
Creichtoun Lady Simple, aganis William Lord Simple, to prove that he
stoppit hir to labour and manur hir steding of Parkhill, and the profitis
thair of, the profitis and dewiteis of the landis of Clouschimoch, the
profitis of the landis of Kennur, and stopping to manur the samin be the
space of ane yeir, and as to the insycht gudis and the remanent of the
punctis contenit in the summondis, like as at mair lenth is contenit in the
summondis and act gevin thairupoun of befor. The said Margret com-
perand be Master Robert Galbratht, hir procuratour, and the said
William Lord Simple beand personaly present, the lordis of counsall
continewis the said mater in the samin forme and effect as it is now but
preiudice of party unto the xxix. day of Merche instant with continuacioun
of dayis, and ordanis the said Margret to have liffrez to summond the
witnessis that war summond of befor and comperit nocht to be summond
agane under gret panys, and ma witnessis gif scho pleis, and that deposi-
tioun of the witnessis now takin in the said mater be closit, quhill the said
day and the partijs ar warnit herof be thame self and thair procuratouris
apud acta.

¹ *Acta Dom. Concilii*, Vol. XXIX., fol. 150.

Anent the terme assignit be the lordis of counsale to Williame Lord Simple, aganis Margret Lady Simple, to preve ane box contenit in the summondis raisit be the said Margret apoun the said Williame, with all the money and uthir jowellis beand in the samin was gevin to him be unquibile Johnne Lord Simple, his fadir, or he decest in the field, to the said Williames utilitie and profit, like as at mair lenth is contenit in the act and summondis thairupoun. The said Williame beand personaly present, and the said Margret comperand be Master Robert Galbrath, hir procuratour, the lordis of counsale continewis the said mater in the samin forme, force, and effect, as it is now, but preiudice of party, onto the xxvij. day of Aprile nixt tocum, with continuacioun of dayis, and ordanis the said Williame to have lettez to summond sic witnessis and probationis as he will use for the preving of the said box money and gudis gevin to him be unquibile his said fadir, agane the said day, and the partijs, be thame self and thair procuratouris, ar warnit herof apud acta.

xxvij. Marcij anno, etc., xvij.

Master Abrahame Crechtoun askit ane Instrument that the lordis be sentencee interlocutour deliverit that the summondis impetrat be Williame Lord Simple aganis Margret Crechtoun Lady Simple, suld nocht have proces onto the tym that the said Williame Lord Simple had obtemperit to ane decret of spulze openit be hir apoun the said Lord. Hora tertia post meridiem.

Vltimo Marcij anno, etc., xvij.

Maister Henry Spittale, procuratour for Williame Lord Simple, askit instrument that the lordis in presens of baith the partijs and thair procuratouris ordanit that betuix and the xxvij. day of Aprile nixt tocum, with continuacioun of dais, Margret Lady Simple, put the decretit to executioun in all punctis as efferis gevin for hir aganis the said lord, with certificatioun and sche do nocht, ordanis that the summondis rasis be the said Williame Lord Simpill on hir be callit and justice ministrat thairintill. Hora x^a.

52.—*Protest for Lady Semple against her Tenants.* [At Edinburgh, 15th March, 1518.]¹

Sederunt: Cancellarius, episcopi Dunkeldensis, Aberdonensis, Morau-

¹ *Acta Dom. Concilii*, Vol. XXXII., fol. 133.

ensis, Lismorensis, Comites de Arranie, Ergile, Eroll, Cassillis, Montrose, Abbates Sancte Crucis, Dundranane, Archidiaconus Sancte Andree, Lestalrig, officialis, M. Adam Otterburn.

Comperit Maistir Abrahme Crechtoune, procuratour for Dame Margarette Creichtoune Lady Simple, and protestit that sen the said Lady was summoned at the instance of Patrik Flemyng, Johnne Flemyng, tennentis in the landis of Knoglas, John Watt, elder, Johnne Watt, zungar, tenentis in the landis of Claddans, Andro Flemyng, Johnne Flemyng, Johnne Michell, and James Torrens, tennentis in the landis of Skeoch, for the wrangwis spoliatioun vptaking and withhalding fra thame of the sovrne of xvijth vsuale money, and wald nocht compeir to persew the said summondis, it beand callit eftir the forme of the table, that thairfor scho suld nocht be haldin to ansueir in the said mater onto the tyme scho war new callit and hir expensis refundit. The quhilk the Lordis admittit.

53.—*Protest for Patrick Maxwell of Newark against Lord Semple.*

18 Marcii, 1518.¹

Sederunt: Cancellarius, episcopi Aberdonensis, Lismorensis, Comites de Arranie, Ergile, Cassillis, Abbates de Kelso, Dundrinane, domini Hay, Rosse, Sancti Johannis, Archidiaconus, Sancti Andree, Balwery, M. Ja. Wischart, M. Adam Otterburn.

Comperit Mastir Thomas Hammiltoune, procuratour for Patrik Maxwell of Newwerk, and protestit that sen the said Patrik was summonsd at the instance of William Lord Simple and Marioune Simple for the wranguis deferring and falzeing to caus George Maxwell, his son and aperand air, to mary the said Marioune as is contenit in the said summondis, and wald nocht compeir to persew the samin, it beand callit be the table, that thairfor he suld nocht be haldin to ansuer thairto onto the tyme he war new summonsd and his expensis payit. The quhilk protestatioun the Lordis admittit.

54.—*Action by Isabella Hopper against William Lord Semple for £50 of penalty for failing to procure Dispensations of Marriage.*

xx^o Julij, 1518, post meridiem.²

Sederunt: Cancellarius, Moraviensis, Candidace, Arane, Glencarne

¹ *Acta Dom. Concilii*, Vol. XXXII., fol. 150.

² *Ibid.*, Vol. XXXI., fol. 136.

Paslay domini Avandale, Sancti Johannis decanus de Lestallrig
officialis Laudonie, Magister Jacobus Wischart.

In the action and caus persewit at the instance of Issabell Hopper, the relict of vmquhile master Johnne Moray, of the Blakbarony, and Archibald Douglas, now hir spous for his interess aganis William Lord Simple, the son and aire of vmquhile Johnne Lord Simple, to heir him as air forsaide adingit and decernit to content and pay to the said Issabell, as executrice to vmquhile hir said husband and to the said Archibald for his interess, the sovme of fifty pundis vsuale money of the realme aucht to the said vmquhile Master Johnne, and now to his said executrice be the said vmquhile Johnne Lord Simple for twa dispensaciounis matrimoniales, brocht hame fra the court of Rome, be the said vmquhile Master Johnne, that is to say, ane for mariage to be contractit betuix George Maxwell and Marionne Simple, dochter to the said Lord, and ane vther betuix George Chalmir and Issabell Simple, als his dochter for certane impedimentis of consanguinite and affinite, as is contenit in the lettres obligatouris, like as at maier lenth is contenit in the summondis thairapoune. The said Issabell Hopper beand personally present, and the said William Lord Simple comperand be Mastir Henry Spittale, his procuratour, it was allegit be the said Mastir Henry that there was ane appunnetment maid betuix the said Johnne Lord Simple and the said vmquhile Mastir Johnne that he suld haue brocht hame the said dispensaciounis matrimoniales within ane certane tyme, and falzeand thair of the said obligatiounes of the sovme of fifty pundis, maid be the said Lord to the said mastir for the said dispensaciounis, suld be of nane availe nor strenth, and that he falzeit and brocht thame nocht hame at the day affixt and appunnetit thairto and offrit him to preve the samin. Therefor the Lordis assignis to him the x day of August nixto cum with continuatioun of daies to preve his allegiance sufficientlie, and ordanis him to haue lettres to summond sic witnes and probationis, and to produce sic writis and rychtis as he will vse for the preving thair of agane the said day, and in the meynetyme continewis the said mater in forme, force, and effect, as it is now but preiudice of party onto the said day, and the partys be thameself and thair procuratouris ar warnit herof apud acta.

53.—*The same action continued.*

xx° Nouembris, 1518.¹

Sederunt : Ja. Cancellarius, episcopi Candidecase, Lismorensis comites

¹ *Acta Dom. Concilii*, Vol. XXXII., fol. 9^b.

de Arauc Levinax, Abbates Paslay Dundranane, domini Hay de Yester, Sanchquhar, clericus registri, prepositus de Creichtoun, Balwery, M. Ja. Wishart, M. Adam Ottirburn.

Anent the term assignit be the Lordis of Counsale to Williame Lord Simple, the soun and air of unquhile Johnne Lord Simple, aganis Issabell Hopper, the relict of unquhile Maistir Johnne Murray of Blakbarony, and Archibald Douglas, now hir spous, for his interest to preive that the appunetament maid betuix the said unquhile John Lord Simple and the said unquhile Maistir Johnne, tuiching the hame bringing of twa dispensationis fra the court of Rome be the said Maistir Johnne, that is to say, ane for mariage to be contractit betuix George Maxwell and Mariounne Simple, dochtir to the said Lord and ane vther betuix George Chalmir and Issabell Simple, als his dochtir, for certane impediementis of affinite and consanguinite, the quhilk appunetament suld have bene brocht hame within ane certane tyme, and fulzeand thereof the obligation maid for payment of l^{ib} for the said dispensationis to be of nane availe nor strenth. And that he brocht thame nocht hame on the said day, like as at mair lenth is contenit in the summondis and actis gevin thairupoun of befor. The said Issabell and Archibald hir spouse comperand be Maistir Johnne Lychtounne, their procurator, and the said Williame Lord Simple comperand be Maistir Henry Spittale, his procuratour, thar rychtis resounis allegationis, etc. The Lordis of Counsale decretis and deliueris that the said Williame Lord Simple son and air forsaid sall content and pay to the said Issabell and Archibald, hir spouse, for his interest the sovme of xxv^{lib} vsuale money for the hamebringing fra the Court of Rome of the said twa dispensationis, becaus the said Maistir Johnne Lethame, procurator forsaid, producit ane appunetment maid betuix the said unquhile Johnne Lord Simple and the said Maistir Johnne for the hamebringing of the said twa dispensationis for the said sovme of l^{ib}, of the quhilk thair was xxv^{lib} payit, berand that thai suld be spedd and raisit within ane certane tyme. The quhilk appunetament was fullillit be the said Maistir Johnne in all punctis, as was cleirelie vnderstand to the saidis Lordis, and thairfor ordanis lettrez be direct to compell and distrenze the said Williame Lord Simple for the said sovme of xxv^{lib} in forme as efteris and assolzeis the said Lord fra the remanent of the sovmez contenit in the said summondis.

- 56.—*Confirmation of Charter, by John Crauford, to William Lord Semple, and his spouse, of the lands of Previk. [2nd May, 1523]*¹

JACOBUS dei gracia rex Scotorum omnibus probis hominibus totius terre clericis et laicis salutem Sciatis nos quandam cartam . . . sub hac forma Omnibus hanc cartam visuris vel auditoris Johannes Craufurd de Previk et de Drumnare filius et heres quondam Archibaldi Craufurd de Previk salutem in domino sempiternam Noveritis me vendidisse alienasse et confirmasse necnon titulo venditionis et alienationis tenore presentis carte mee vendere alienare et confirmare nobili et potenti domino Willelmo domino Sympill et domine Elizabeth Arnot sue sponse ac ipsorum alteri diucius viventi in conjuncta infeodatione quibus deficientibus propinquioribus heredibus aut assignatis dicti Willelmi domini Sympill quibuscunque per eundem Willelmum dominum Sympill factis et fiendis totas singulas et integras terras meas de Previk extendentes ad octodecim mercatas terrarum antiqui extentus cum pertinenciis jacentes in ballia de Kyle Stewart et infra vicecomitatum de Are Et pro quadam certa summa pecunie per dictos Willelmum dominum Sympill et Elizabeth Arnot suam sponsam michi in mea cognita et urgente necessitate plene persoluta et in usus meos totaliter conversa de quaquidem summa fateor me contentum ipsosque Willelmum dominum Sympill et Elizabeth Arnot suam sponsam heredes suos assignatosque et executores quietos inde clamo tenore presentis carte mee imperpetuum Tenendas et habendas omnes et singulas prefatas terras meas de Previk . . . a me et heredibus meis de supremo domino nostro rege et successoribus suis regibus et senescallis Scotie in feodo et hereditate in perpetuum per omnes rectas metas suas antiquas et divisas prout jacent in longitudine et latitudine etc. Reddendo inde annuatim dictus Willelmus dominus Sympill et Elizabeth sua sponsa vel eorum alter diucius vivens quibus deficientibus heredes aut assignati dicti domini Sympill supremo domino nostro regi et successoribus suis regibus et senescallis Scocie jura et servicia de dictis terris cum pertinenciis ante confectionem presentis carte debita et consueta Et ego vero prefatus Johannes Craufurd heredes mei et assignati prefatas terras meas de Previk extendentes ad octodecim mercatas terrarum cum pertinenciis predicto Willelmo domino Sympill et Elizabeth Arnot sue sponse ac eorum alteri diutius viventi in conjuncta infeodatione quibus deficientibus propinquioribus heredibus aut assignatis dicti Willelmi

¹ *Reg. Mag. Sig., Lib. XXIII., No. 161.*

domini Sympill in omnibus et per omnia forma pariter et effectu quibus expressum est contra omnes mortales warantizabimus et imperpetuum defendemus. In cuius rei testimonium sigillum meum unacum mea subscriptione manuali presenti carte mee est appensum apud Sympill duodecimo die mensis Februarii anno domini millesimo quingentesimo vicesimo secundo coram hiis testibus Johanne Stewart de Schawtoun, Johanne Lile de Schuterflat, Willelmo Huntar, Willelmo Neill, et dominis Thoma Erskin, et Patricio Walcar, capellanis cum diversis aliis. Quamquidem cartam ac alienationem et venditionem in eadem contentas in omnibus suis punctis et articulis conditionibus et modis ac circumstantiis suis quibuscunque in omnibus et per omnia forma pariter et effectu ut premissum est cum avisamento auctoritate et consensu dominorum regni nostri regencium in absencia carissimi consanguinei et tutoris nostri Johannis ducis Albanie etc. regni nostri protectoris et gubernatoris approbamus ratificamus ac pro nobis et successoribus nostris pro perpetuo confirmamus nobis et successoribus nostris juribus et serviciis de dictis terris cum pertinenciis ante presentem nostram confirmationem nobis debitis et consuetis. In cuius rei testimonium huic presenti carte nostre confirmationis magnum sigillum nostrum apponi precepimus Testibus reverendissimo reverendisque in Christo patribus Jacobo Glasguensi archiepiscopo cancellario nostro Gavino episcopo Abirdonensi nostrorum rotulorum registri ac consilii clerico David episcopo Candidecase nostreque capelle regie Strivilingensis dilectis consanguineis nostris Jacobo Comite Aranie domino Hamiltoun, Colino Comite de Ergile, domino Campbell et Lorne, Hugone, Comite de Eglintoun, domino Montgomery, venerabilibus in Christo patribus Johanne priore ecclesie metropolitane Sancti-Andree Georgio abbate monasterii nostri Sancte Crucis prope Edinburgh nostri secreti sigilli custode Alexandro abbate de Cambuskynneht dilectis familiaribus nostris magistro Johanni Campbell de Lundy, thesaurario nostro et Jacobo Colville de Vchiltre, nostre cancellarie direttore apud Edinburgh secundo die mensis Maii anno domini millesimo quingentesimo vicesimo tertio et regni nostri decimo.

ABSTRACT.

Confirmation by James the Fifth, King of Scots, of Charter by John Craufurd of Previk and Drummure, son and heir of the deceased Archibald Craufurd of Previk, in favour of William Lord Semple and Lady Elizabeth Arnot his spouse, and the survivor of them, in conjunct fee; whom failing, to the nearest heirs and assignees of the said William, of the

lands of Previk, extending to eighteen merks of land of old extent, in the bailiery of Kyle Stewart, and shire of Ayr; for a certain sum of money fully paid by them to the granter in his known and urgent necessity. To hold from the granter and his heirs, of the King as Steward of Scotland, in fee and heritage; rendering therefore the rights and services due and wont to the Kings and Stewards of Scotland. The Charter is dated at Semple, 12th February, 1522; confirmed at Edinburgh, 2nd May, 1523.

57.—*Action by the Abbot of Paisley and his tenants against Semple of Fulwood and others.*

xxvij July, 1524.¹

In the actionne and cause persewit be ane venerable fadir in God, Robert Abbat of Paslay, and convent of the samen, and at the instance of Johnne Knok and James Erskin, their tennentis of their landis of Auchlinche, liand in the barony of Renfrew and sherefdome of the samen, aganis Johnne Simple of Foulewode, Johnne Simple his sonn, and aperand air Robert Simple, brodir to the said Johnne Simple of Foulewod, Johnne Simple his seruand, Robert Maxwell brother to the lard of Stanelie, Johnne Simple in Birkinheid, Ranald Simple his sonn, Johnne Jak thair, Johnne Pyne, Johnne Lowre in Foulewod, Johnne Patriksoune, Robert Speire, Stevin Speire, Robert Speire his sonn, Johnne Mortoune in Foulewod, Johnne Robisoune in Turnyngschaw, Williame Simple in Blakburne, Johnne Merschell in Paratholme, and Walter Cochane in the Haig, for the wrangwis maisterfull and violent spoliatioune ejection and furth putting of the said venerable fadir and convent and thair saidis tenentis out of thair possessionne of the saidis landis of Auchynche, pertenyng to thame as patrimone of thair said place and Abbay as at mair lenth is contenit in the summondis thairupoune. The said venerable fadir beand personalie present for himself and his said convent, and as procuratour for the said Johnne Knok and James Erskin, thair tennentis and the said Johnne Simple of Foulewod and remanent of the saidis persounes lauchfullie summond to this actionne oftines callit and nocht comperit. the Lordis of counsaile decretis and deliueris that the said Johnne Simple of Foulewod and remanent of the persounis aboune writtin has done wrang in the maisterfull and violent spoliatioune ejectionne and furthputting of the said venerable fadir and convent, and of the said Johnne Knok and James Erskin furth of thair saidis landis of Auchlinche, pertenyng to the saidis

¹ *Acta Dominorum Concilii*, Vol. XXXV., fol. 112.

tennentis be resoune of assedationne recentlie vpoun the sext day of Merche last bipast efter that thai had labourit teilit and harrowit ane pairt thairof, and sawin ane pairt of thaire aite seid thairupoun, and in the wrangwis violent and maisterfull occupationne of the saidis landis be thame self, thair seruandis and complices of thair causing command and ratihabitionne sen the said vj day of Merche, as was cleirelie previt befor the saidis lordis, and thairfor sall decist and ceis thairfra. And the said venerable fadir and convent and thair saidis tennentis to be restorit agane to their possessiounne of the saidis landis to be brukit and joisit be thame as thai sall think expedient in tyme to cum, and that lettres be direct hereupoun as effëris.

58.—*Decreet of Removing against John Simple of Fulwood, from the lands of Auchens.*

Septimo Martij, 1525.¹

Anent the supplicationne geven in be Williame Cunmyngham of the Graganis, aganis Johnne Simple of Foulwed, that quhair the saidis partiis war compromittit to arbitouris chosin betwix thame in Glasgw, to know vpoun the possessiounne of the tak of the landis of Auchinis within the regalite of Paslay, the quhilkis arbitouris convenit and coud nocht decide the said cause, and than the saidis parties in presens of the Erle of Levinax submittand thame to the Lordis of Counsale to decerne in the said cause within x dais nixt theretir, and thai to abynd at the deliverance of the saidis lordis therein, as thai war lauchfullie summond thairto, as at maire lenth is contenit in the said supplicationne and ane compromitt schawin be the said Erle of Levinax, and subseriuit with baith thair handis is contenit, baith the saidis partiis beand personalie present, the Lordis of Counsale decernis and ordanis the said Johnne Simple of Foulwed to decist and ceise fra all occupationne of the saidis landis of Auchinche, because he schew na title that [he had to the] possessiounne of the samen, and als because he producit ane decreete gevin be the Lordis of Counsale decernand him before to deceist thairfra and lettres to be direct herupoun, as effëris.

¹ *Acta Dominorum Concilii*, Vol. XXXV., fol. 222.

59.—*Protest for the Abbot of Paisley.*vij Marcii, 1525-6.¹

Maister Robert Lesly, in the name of the Abbot and Couvent of Paislay, protestit that quhat was done befor the lordis of Counsale in the mater betuix William Cunmyngthane of Craganis on that ane part and John Simpile of Foulwod on that uthir part anent the richt to the asseda-cioun of the landis of Achanis, pertening to the said plaice of Paislay, suld turn the saidis Abbot and Couvent to na preiudice in tyme to cum,—Hora xj^a. ante meridiem.

60.—*Action by the King against William Lord Simple, for deforcement.*xiiij Marcii, 1525-6, In palatio : Rege presente.²

Anent the summondis raisit at the instance of our souerane lord aganis Williame, lord Simple, Williame Simple, his soun, and Johnne Simple of Lonbank, for the violent and maisterful deforcing of Archibald Hoge, messinger, in executioun of his office direct be oure souerane lordis lettres quhilk poyndit and tuk certane gudis of the tennentis of the landis of Barr, pertenyng to our said souerane lord, be ressoune of eschete throw being of thame rebellis and at the horne, and was bringand the said gudis away, trasting na treuble nor impediment. Nochttheles, the saidis Williame, lord Simple, William Simple, his soun, and Johnne Simple, and thair complices to the novmir of ij^e men, bodin in feir of wer with bowis, speiris, culveringis, and uther wapounis, come aganis the said Archibald and tuke fra him maisterfullie the said eschete gudis and deforsit him in executioun of his office. In takin of the quhilk he brake his wand and tuke witnessis, as at mair lenth is contenit in the summondis thairupounne. Our said souerane Lord comperand be Maister Adam Otterburne of Auldham, his aduocat, and the remanand the saidis personis lauchfullie summond to this actiounne oftymes callit and nocht comperit, the lordis of Counsale decretis and deliveris that the saidis Williame, lord Simple, Williame Simple, his soun, and Johnne Simple in Lonbank, has done wrang in the violent and maisterfull deforcing of the said Archibald Hoge in the executioun of his office quhar he had takin ane part of the saidis tennentis of the Barris gudis and bringand thame away as our souerane lordis eschete throw thair being at the horne, the said Lord and per-

¹ *Acta Dom. Concilii*, Lib. XXXVI., fol. 1.² *Ibid.*, Lib. XXXVI., fol. 10.

sounis aboune writtin, with thair complices, reft the samyn gudis fra the said Archibald and deforeit him in his office, quharupoun he brak his wand and tuke witness, as was cleirelie previt before the saidis lordis : And thairfor decernis all thair movable gudis to be our souerane Lordis eschete and thair persounis to remane yeir and day in presoun, and forthair during the Kingis will for thair contemptioun. And that lettres be direct to command and charge compell and distrenze thame heirfoir in forme as efteris.

61.—*Action by the Abbot of Paisley against Semple of Foulwood and others for spoliation.*

Apud Edinburgh viii^o Junii (i^m v^e xxv^o), 1525.¹

Sederunt : Cancellarius, Abirden, Comites Angusie, Ergile, Levinax, Glencarne, Cassillis, Abbates Sancte Crucis, Paslay, Flemyng, Setoun, Thesaurarius M. Adam Otterburne.

Anent the summondis maid at the instance of ane venerable fader in God, Robert, abbot of Paslay, and convent of the samyn, and of John Knok and James Erskin, thare tenentis of thair landis of Auchinbuse, liand in the barony of Renfrew and shirefdome thairof aganis Johne Symple of Foulwode, Johne Symple his sone and apperand air, Robert Simple, brother to the said Johne Simple of Foulwod, John Simple his servand, Robert Maxwell bruther to the lard of Stanlee, John Simple in Kirkinheid, Rannald Simple his sone, Johne Jak, Johne Pirre, Johne Lowry in Foulwod, Johne Patrikson, Robert Speir, Stevin Speir, Robert Speir his someis, Johne Mortoun in Foulwod, Johne Robisoun in Turningschaw, William Simple in Blakburn, Johne Merschill in Paratholme, and Walter Cochren in the Hag, for the wranguis maisterfull and violent spoliacioun ejectioun and furth putting of thaim and thair saidis tenentis out of thair possessioun of the saidis landis of Auchinhe pertening to them as patrimone of thair said plaice and to thair saidis tenentis be ressonne of assedacioun of thame recentlie upon the vj day of Merche last by past efter that the saidis tenentis had laborit telit and harrowit ane pairt thairof and sawin ane pairt of thair ait seid thairapon, and for the wranguis occupacioun of the saidis landis lyk as at mair lenth is contenit in the said summondis : The said abbot being personally present for himself his convent and tenentis : And the said Johne Simple of Foulwod and the

¹ *Acta Dom. Concilii*, Vol. XXXV., fol. 37.

remanent of the saidis personis being lauchfully summond to this actioun oft tines callit and nocht comperit, the lordis of counsall continewis the said mater in forme and effect as it now is on to the xxvij day of Junii nixt to cum with continuacioun of dais, and ordains the said venerable fader to have letters to summond sic witnes and probacioun as he plesis for the preving of the samyn agane the said day, and ordanis the partyis to be warnit of this continuacioun and to heir the witnes suorne.

(Eodem die).

Anent the summondis rasis at the instance of Jhone Knok, James Erskin, and Robert Cristale tenentis to the abbot and convent of Paslay of thair landis of Auchynche lyand within the barony of Renfrew, aganis Jhone Simple of Foulwod, for the wrangis and maisterfull spoliacioun awaytaking detencioun and withhalding be himself his servandis and complices of his command and ratihabiecioun fra the saidis personis furth of thair malingis of Auchynche apone the second day of Maii instant of nyne ky and four oxin that is to say fra the said James Erskyn thre ky twa oxin, fra the said Jhone Knok, tua ky tua oxin, and fra the said Robert Cristale four ky, price of ilk kow ourheid xl^s, price of ilk ox ourheid thre lb., lik as at mair lenth is conteint in the said summondis. The saidis John Knok and remanent of the personis forsaid comperand be Robert Abbot of Paslay thair procuratour and the said Jhone Simple of Foulwod, being lauchfully summond to this actioun oftines callit and nocht comperit, the lordis of counsall continewis the said mater in the samyne forme force and effect as it is now but prejudice of party onto the xvj day of Junii nixt to cum with continuacioun of dais, and ordains the said Jhone Knok, James Erskin, and Robert Cristale, to have letres to summond the witnes at war summond of before and comperit nocht to be summond again under gretar painis and ma witnes geif thai plesis for the preving of the samyne agane the said day: And the party warnit of this continuacioun, and to heir the witnes suorne.

62.—*Action by the Tenants of Farnykeis, for reduction of Letters of Horning.*

xvj Julii, 1526.¹

Anent oure souerane lordis lettres purchest at the instance of Thomas Cochrane, Johnne Cochrane, Alexander Pinkertoune, John Adamsoun, and

¹ *Acta Dom. Concilii, Lib. XXXVI., fol. 47.*

the remanent of the tennentis of Farnyneiss and utheris, the pure tennentis of Williame Lord Simple aganis Johnne Mure of Caldwell : That quhare thai war chargit be our souerane lordis lettres to fynd souirtie to underlie the law for art and part of the slauchter of umquhile Johnne Mure and Gavyne Famelie, within vi daïs, under the pane of rebellious : At the command of the quhilkis lettres thai beand innocent of the slauchter, fand sufficient souirteis to the officer executour thairrof : Nochttheless the said Johnne Mure of Caldwell be sinistre information allegeand that the saidis tennentis had fundin na souirte, and war denunceit rebellis, thairthrow be his menys purchest lettres of gift of their movable gudis, as our souerane lordis eschete ; and be vertu thairrof has intromettit and takin up all that thai had and put thair wifis and barnis to extreme pouirtie And thairfor the said Johnne, purchessour of the saidis lettres and eschet, and Robert Champnay to produce and bring with thame the saidis lettres of gift of the said eschete, togidder with the saidis utheris lettres, with the quhilkis it is allegit the saidis tennentis and persounis forsaidis are put to the horne, execut and indorsat, to be sene and considerit gif thai be ordourlie procedit, and of justice or nocht, and quha ar put to the horne and quha nocht, that justice may be ministerit thairintill, as at mair lenth is contenit in the saidis lettres. The said Thomas Cochrane and remanent of the tennentis forsaid compearand be Williame Lord Simple, thair proeuatour, and the said Johnne Mure beand personalie present, quhilk producit ane gift maid to him under the Prive Sele be oure souerane lord of the eschete gudis of thir persounis underwrittin pertenying to his Hienes, throw thair being his rebellis, and at his horne : That is to say, Thomas Cochrane, Gilbert Cochrane, Johnne Cochrane, Alexander Pinkertoun, Alexander Stevinsoun, William Pinkertoun, Constantyne Gannuyll, Thomas Boile, Johnne Sandilandis, John Adam, David Crag, Alexander Crag, Johnne Crag, Johnne Alexander, Johnne Gerven, Johnne Boyd, Stevin Hunter, Archibald Stevinsoun, Johnne Cochran, youngar, Williame Richart, all duelland in Farnynes, Johnne Simple of Auchlodmont, Johnne Simple his soun, Constantyne Wilsoun in Shuterflatt, Johnne Litle, in Halhill, Johnne Greneleyis, his nychtbur, Johnne Gilleis, in Shuterflatt, Robert Simple, in Craginfeoch, Baldred Simple thaire, Ramald Luf, Williame Luf, his soun, and Allane Luf, in Murisdykis. The said lettir of gift of the eschete forsaid being considerit, togidder with the executioun of the lettres be the quhilkis, the saidis persounis war processit to the horne The Lordis of Counsail decretis, deliveris, and decernis the saidis persounis, aboune writtin, to be

justlie and ordourlie processit to the horne, throw the quhilk all thair movable guidis ar our souerane lordis eschete, and to pertene to the said Johnne Mure, be resoune of the gift maid to him thairupoun; And with consent of the said Johnne Mure and Williame lord Simple, procurator for the persounis aboune written, ordanis that John Earl of Levinax, Williame Maister of Glencairne, and the remanent of the Jugis, arbitratouris chosin betuix the said lord and lard of Caldwell, sall modefy and deliner amang the remanent of the materis debatable betuix thame quhat the saidis persounis sall gif to the said Johnne for the composition maid be him with our Souerane Lordis Thesaurar for thair eschete, sa that thair gudis sall remane with thame in tyme to cum. And the persounis forsaid to be relaxit fra the horne and the wand of pece deliverit to thame. And letters to be direct heruppoun as effieris.

63.—*Confirmation of Charter by John Symple, of Kirkmichael, to John Symple, his son, and Marion Maxwell, his wife, of lands of Calderhauch, etc.* [16th July, 1526.¹]

JACOBUS Dei gracia Rex Scotorum omnibus probis hominibus tocius terre sue clericis et laicis salutem. Sciatis nos quandam cartam donacionis factam per Johannem Symple de Kirkmichell dilecto nostro Johanni Symple suo filio carnali et heredi apparenti et Mariote Maxwell sue sponse et eorum alteri diucius viuenti in conjuncta infeodacione et hereditibus suis in dicta carta specificatis de totis et integris terris de Calderhauch et Auchmeruth extendentibus ad sex marcas tres solidatas et quatuor denariatas terrarum antiqui extentus cum suis pertinenciis quas David Bridin, Willelmus Lawte, Nigellus Bridin, Cathbertus Jameson, Robertus Kibbill, Johannes Lile, Johannes Greneleys et Agnes Byrtreis tempore confectionis dicte carte occupant Jacentibus in baronia de Renfrew et infra vicecomitatum nostrum eiusdem de dicto Johanne Symple seniore et hereditibus tenendis de mandato nostro visam lectam inspectam et diligenter examinatum sanam integram non rasam non cancellatam nec in aliqua sui parte suspectam ad plenum intellexisse sub hac forma: OMNIBUS hanc cartam visuris vel audituris Johannes Symple dominus de Kirkmichell salutem in domino sempiternam Noneritis me dedisse concessisse et hac presenti carta mea confirmasse neenon dare concedere et hac presenti carta mea confirmare dilecto meo filio carnali et apparenti heredi et Mariote

¹ *Reg. Mag. Sig., Lib. XXI., No. 8.*

Maxwell eius sponse ac eorum alteri diucius viventi in conjuncta infeodacione et heredibus suis subscriptis totas et integras terras meas de Calderhaleh et Auchmeruch extendentes ad sex marcatas tres solidatas et quatuor denariatas terrarum antiqui extentus cum pertinenciis quas David Bridin, Willelmus Lawte, Nigellus Bridin, Cuthbertus Jameson, Robertus Kibbill, Johannes Lyle, Johannes Greneleys, et Agnes Byrtras, occupant tempore confectionis presentis carte iacentes in baronia de Renfrew et infra vicecomitatum eiusdem TENENDAS et habendas totas et integras predictas terras de Calderhaleh et Auchmeruch cum suis pertinenciis extendentes vt supra prefatis Johanni Sympill et Mariote Maxwell eius sponse ac eorum alteri viventi et heredibus inter ipsos legitime procreatis seu procreandis de me et heredibus meis in feodo et hereditate imperpetuum prout iacent in longitudine et latitudine per omnes rectas metas suas antiquas et diuisas, in domibus, edificiis, boscis, planis, moris, marresiis, viis, semitis, aquis, stagnis, siluis, rivolis et lacubus, pratis, pascuis et pasturis, petariis, turbariis carbonariis, cuniculariis, columbariis, fabrilibus, brasinis, brueriis, et genestis, lignis lapidibus, lapicidiis et calce, molendinis, murturis et eorum sequelis, aucupacionibus, venacionibus et piscacionibus cum curiis et earum exitibus amerciametis herezeldis bludewitis et merchetis mulierum cum communi pastura . . . ad predictas terras de Calderhaleh et Auchmeruch cum suis pertinentiis spectantibus. . . . Reddendo inde annuatim prefatus Johannes Symple et Mariota Maxwell eius sponsa et eorum alter diutius vivens et heredes inter ipsos legitime procreati seu procreandi michi et heredibus meis unum denarium moniete Scocie nomine albe firme in festo Penthecostes si petatur tantum pro omni alio onere exactione questione demanda seu servitio seculari que de predictis terris de Calderhaleh et Auchmeruch cum suis pertinentiis per quoscunque iuste exigi poterint quomodolibet vel requiri. Et ego vero Johannes dominus de Kirkmichell heredes mei et assignati totas et integras predictas terras de Calderhaleh et Auchmeruch cum suis pertinentiis prefatis Johanni Simple et Mariote Maxwell eius sponse ac eorum alteri diucius viventi in conjuncta infeodacione et heredibus inter ipsos legitime procreatis seu procreandis adeo libere et quiete in omnibus et per omnia forma pariter et effectu ut premissum est contra omnes mortales warantizabimus acquietabimus et imperpetuum defendemus. In cuius rei testimonium sigillum meum huic presenti carte mee est appensum unacum subscriptione mea manuali apud Kirkmichell decimo tercio die mensis Julii anno domini millesimo quingentesimo vicesimo sexto coram hiis testibus videlicet Johanne Buntayne de Ordoelit, Alexandro Houstoun de Sowber,

Roberto Simple et domino Johanne Robeson, capellano, cum diversis aliis Quamquidem cartam et donacionem in eadem contentam in omnibus suis punctis et articulis condicionibus et modis ac circumstanciis suis quibuscunque in omnibus et per omnia forma pariter et effectu ut premissum est approbamus ratificamus ac pro nobis et successoribus nostris pro perpetuo confirmamus salvis nobis et successoribus nostris juribus et serviciis de dictis terris cum pertinenciis ante presentem nostram confirmacionem nobis debitis et consuetis. In cuius rei testimonium huic presenti carte nostre confirmacionis magnum sigillum nostrum apponi precepimus. Apud Edinburgh decimo sexto die mensis Julii anno Domini millesimo quingentesimo vicesimo sexto et regni nostri decimo tercio.

ABSTRACT.

Confirmation by King James the Fifth of a charter by John Semple of Kirkmichael, to John Semple his carnal son and apparent heir, and Marion Maxwell his spouse, and the survivor of them in conjunct fee, and to their heirs, of all and whole the lands of Calderhaugh and Auchmeruch, extending to six mercedes, three shillings and four pennyworth of land of old extent, occupied by David Bryden, William Lawtie, Neil Bryden, Cuthbert Jameson, Robert Kibble, John Lyle, John Greenlees, and Agnes Byrtras, lying in the barony and shire of Renfrew: To hold of the granter in fee and heritage, for the yearly payment of one penny in name of blench-ferme: Dated at Kirkmichael, 13 July 1526: Confirmed 16th of same month.

- 64.—*Warrant for a Respite granted by King James V., to William Lord Symple and 586 followers.* On paper 1 ft. 6 in. by 1 ft. 4 in., well written in a small hand in 65 lines. In the possession in 1880 of the Baroness Sempill of Moreton, Pinkney, Northamptonshire. [*July 17th, 1526*].¹

OURE sovrane lord of his speciall grace ordanis ane respite to be maid under his preve sele in dew forme to his cousing William lord Symple, Robert Symple his sone and apperand air, David Symple, William Symple,

¹ The document of which this is a copy is the *warrant* for the respite, and ought to have remained in the custody of the Keeper of the Privy Seal. The respite is probably lost. The filling up of the residence of William Fleming in the Register looks as if the Register was taken from the respite, and not from the warrant. In the warrant line 9 is "William Fleming of

Petir Symple, Niniane Symple, sonis to oure said cousing, Gabraell Symple, maister Johne Symple his brothir, Florymont Symple, Williann Symple, Thomas Symple, Andro Symple, Johne Symple of Foulwod, Johne Symple of Brygend, Johne Symple of Loucheauke, Johne Symple of Achinlodmont, Johne Symple his sone, Robert Symple of Craggyneoch, Baldwyn of Cragynfeoch, Walter Symple of Foulbar, Johne Symple of Blaburn, William Symple his sone, Robert Symple in Bischoptoun, William Symple in Erskin, Johne Symple his son, Sir Robert Symple, Walter Symple, James Symple, William Symple, alsua his sonis, Robert Symple sone to ye lard of Foulwod, James Symple in (blank), George Symple, Patrik Symple, Alane Symple, James Symple, William Symple sonis to Johne Symple, Johne Symple, Robert Symple, Johne Symple, Robert Symple, Patrick Symple, Murdoch Symple, Johne Symple, foular, Ranald Symple his sone, Hector Symple, Matthew Symple, Robert Or of Mylbank, Gawin Symple in Glasfurd, Johne Symple his sone, Sir William Symple in Erskin, Archibald Johne Symple, Thomas Symple his sonis, Patrik Symple in Lynwood, Robert Symple, Andro Symple his sonis, Johne Symple in Welandis, George Symple his sone, Alane Symple in Antortail, Robert Symple his sone, Johne Symple in Closburn, Stevin Symple, William Symple his sone, Walter Symple, Johne Byrsbane of Bischopstoun, William Fleming of (blank), William Symple his soune, Petir Fleming, Johne Knok of Ranferlee, (blank) Knok his sone, Petir Knok his brothir, Johne Hair of Penell, Johne Merscheall of Clachrory, James Merscheall his brothir, Johne Greneleis, Johne Cordwanar, Johne Tyndale, William Huntar, William Neill, James Lawta, Johne Cunynghane, Robert Zong, Johne Lyle, Johne Alanesby, Johne Fleming, William King, Thomas Durne, Gilbert Bard, Niniane Mawquidar, William Lindesay, Hew Lindesay, Thomas Boyd, William Clement, Maister Thomas Brydin, Andro Crag, Johne Crae his sone, Patrik Nevin, William King, William King, Thomas King his sone, Johne Walkar, Johne Walkar his sone, Ranald Lufe, William Lufg his sone, Archibald Spens, Johne Spens his sone, Malcome Gib, Thomas Tabert, Alane Tarbert, Johne Tarbert the clerik, Johne Tarbert, Robert Tarbert sonis to the said Johne, Thomas Or, Robert Tarbert,

William Symple his *sonne*." On the margin of one of the two entries of the respite in the Register, is "*nondum sigillata*," implying that when the record entry was made the letter of respite was not yet completed by sealing.

See Register of Privy Seal, Vol. VI. f. 13; and duplicate, Vol. VII. f. 12. In these entries only a few names are given, and Pitcairn took his information from them, and evidently had not seen this document. In Pitcairn's "Criminal Trials" is notice of a respite to Earl Cassilis and 233 followers for the same offence. Note by SIR HENRY DRYDEN.

Johne Gib, Alane Alanesone, Robert Smyth, James Ache, William Barbour, Robert Barbour his sone, Johne Barbour, William Atkin, Petir Lufe, Alane Lufe, Gawin Masone, Johne Brydin, Petir (A)lasone, Robert Lufe, Ranald Lufe, William Lufe his sonis, Petir Dotanelee, Johne Dotanelee, Alane Dotanelee his sonis, Johne Dotanelee his brothir, Thomas Stewart, James Stewart his sone, Matheu Stewart his brothir, Malcome Stewart, Johne Stewart, Androis sone, Thomas Stewart, Gilbertes sone, William Stewart, George Bar, Huchon Harvy, Robert Glen, William Atkin, Robert Thomsone, Johne Lufe the smyth, Johne King the strand, William King, Johne King in Corsfurd, Niniane Prestan, William Reid, James Or, Robert Reid, William Parker, Johne Padersone, Alane Lufe in Muredykis, William Pawtony, James Atkin, Thomas Pasley, James Kirkwood, William Alanesone, Thomas Alanesone, Johne Alanesone sonis to Robert Alanesone, William Roger, Mathew Kirkwood, William Portar, Johne Merscheall, Johne Fyfl, Aleyne Jak, Robert Galbraith, Alexander Cumyn, William Lufe in Ellyotstoun, James Lufe, Robert Smyth, Coilzeur, Robert Smyth, Constantyne Flemingie, James Cochrane, James Ur, James Or, John Stewart of Bultreis, Thomas King, Thomas Crag, Patrik Crag, Johne Neilson, Johne King, Thomas Cochrane, Gilbert Cochrane, Johne Cochrane, Alex^r Stevensone, William Pyncartoun, Constantyne Gadmyll, Thomas Boyll, Johne Adam, Alex^r Crag, Johne Crag, Johne Gawine, Stevin Huntar, Johne Cochrane, William Rythart, Johne Sandelandis, David Crag, Johne Alex^r, Johne Boill, Archibald Stevinsone, zongar, Cuthbert Broune, Fyndlay Broune, Johne Haislit, menstrade, Johne Werkman, William Werkman, William Crag, Johne Alanesone sone of Johne Alanesone, James Barbour, Andro Crag, Thomas Crag, John Montgomery, Robert Boyd, Balie Boyd, William Boyd, Johne Jamesone, Archibald Donald, William Donald, Archibald Boyd, Johne Farnlee, Johne Broune, Berthihnew Broun, Alane Mawlyn, Robert Dikke, Johne Scot, Johne Crag, William Gillyss, Alex^r Jame, Johne Stevinsone, Johne Fyan, Alex^r Stevinsone, Thomas Thomsone, zongar, Johne Thomsone, Robert Thomsone, eldar, Robert Watt, Johne Kirkwod, Johne Archibald, Thomas Kirkwod, James Rankyn, William Gilless, Thomas Hugen, Edward Michell, Alane Thomsone, Thomas Selema, Johne Scot, zongar, Thomas Tarbert, Harvy Zong, Robert Anderson, smyth, Johne Hair, smyth, Johne Barbour, Johne Barbour, Thomas Barbour, Andro Barbour his sonis, Johne Greneleyis, Johne Logone, William Huchonsone, Johne Coallfurd, Johne Strand, Robert Baruthan, Alex^r Fyshear, Thomas Jamesone, Johne Cordwanar, Ranald Campbell, William Lawta, Johne

Lufe, William Atkin in Parkhill, James Reid, Johne Cowane, Johne Lufe, James Portar, James Parkar, Johne Archibald, zongar, Walter Cochrane in the bag, William Cochrane, Walter Cochrane, Robert Cochrane his sonis, Robert Cochrane of Craigistoun, Robert Cochrane his sone, Alane Cochrane of Hillheid, William Cochrane of Cartissyde, Johne Cochrane his sone, David Cochrane, William Cochrane his sone, William Caldwell of Cartissyde, Johne Caldwell, William Caldwell his sone, William King, William Bog, Johne Wallace in Cartissyde, Henry Fy'ne, in Erlislee, Johne Fy'ne his sone, Walter Parkhill, William Parkhill, Malcome Snodgerss, William Padey, Thomas Galdane, Johne Erskin, Johne Ross of Lochlympostane, David Hall, Johne Cochrane of Qulitehillis, Robert Cochrane, William Cochrane, David Cochrane brethir, Stevin Cochrane, Johne Padsone, William Padersone, Johne Padsone his sonis, James Houstoun, Johne Houstoun, Andro Houstoun his sonis, William Cleme, James Cleme, Andro Cleme his sonis, Andro Greneleis, Johne Greneleis his sone, William Ewin, Robert Barbo of the Ward, Johne Pakok, James King of Cartissyde, William Stevinsone, William Pady, Robert Donald, Cuthbert Hew, Neil Murray, Lyon M'myu, Thomas M'myu his brothir, Johne Galbraith, Archibald Millar, William Lokhart, Johne Androsone, James Scherare, Robert Qulitefurd, William Cochrane, William Lufe in Clachrory, Alane Lufe thare, Robert Smyth, wobstar, Robert Smyth his sone, Thomas Brouneschelis, Johne Brouneschelis of that ilk, Johne Brouneschelis his sone, Johne Inlane, Johne Locok, Johne Robesone, Walter Mekill, James Granger, James Farnlee, William Merscheall, William Wilsone, Edward Merscheall, Johne Hart, William Hart, Thomas Hert, Berthilnew Lokhart, William Dune, Thomas Pyncartoun, Thomas Jak, Huchon Mure, Gawin Barrie, Samsone Hamiltoun, Andro Hamiltoun, Adam Tathis, James Cowper, Johne Henschaw, Johne Pyncartoun, Robert Rowat, David Caddar, Patrik Hamiltoun, Adam Padersone, Johne Padersone, Alane Alanesone, Thomas Merscheall, Johne Merscheall, Johne Steill, William Walkar, Thomas Flemming, Thomas Atkin, Robert Scot, Adam Cuthbert, Walter Lepar, Robert Hamiltoun, James Baxstar, Johne Spens, Johne Padersone, Thomas Sym, Andro Lawson, Johne Wat in Schawburn, James Wat, Robert Crag, Thomas Alaneson, Johne Flemming in Rydren, Johne Fleming, zongar, William Philp, William Ryddale, Johne Wycht, Andro Strang, Johne Fleming in Knowglass, Patrik Fleming, James Fleming, James Wat, Paull Blakfurd, Quynntyne Crag, Archibald Hamiltoun, Johne Parkar, William Fleming, Matheu Fleming, Robert Smyth, Johne Wat, Alex^r. Studar, Alex^r. Fleming, Johne Mychell, Johne Wat in Clothame, Johne Fleming in Skeath,

William Auld, Andro Torrens, James Cross, John Wat in Claddens,
 John Wat, zongar, Andro Farrear, James Byrsbane man to ye lord of
 Byschopstoun, Robert Watson in Locherag (blank), Berelay of Ladyland,
 Thomas Berelay his brothir, Robert Berelay, David Crawford, Alane Kirk-
 wod, John Kirkwod, eldar, John Kirkwod, zongar, John Kirkwod.
 Robert Kirkwod, John Norwell, John Or, Rychard Or, Thomas Or,
 Robert Or, William Or, John Ranaldson, William Or, John Kirk-
 wod, John Glen, Robert Glen, Edward Ramsay, William Reche,
 Thomas Reche, John Fyshear, John Or, James Bard, John Far-
 chillis, William Montgomery of Cloyk, Niniane Or, Robert Bryden,
 Alane Alanesone, John Broun, eldar, John Bute, John Symson,
 eldar, John Symson, zongar, Robert Broun, Archibald Wallace,
 Andro Symson, John Gibsone, Henry Ralstoun, Robert Glen, John
 Schele, James Schew, David Or, John Kewell, John Cochrane,
 James Cochrane, James Cochrane, eldar, Robert Or, John Atkyn,
 John Merscheall in Grenesyde, David Caldwell, Thomas Or, James
 Blackburn, John Smyth, wobstar, Archibald Pakok, Constantyne
 Wilsone, John Crag, Alex^r. Alexsone, John Alexsone, William
 Hecherd, Cutlibert Broun, Stevin Walkar, Symon Bar, John Auld-
 hill, John Lile in the Halhill, David Lyle his sone, John Grene-
 leys, John Mudie, Thomas Walkar, Robert Gib, John Gillyss, John
 Stobs, James Stobs his son, James Atlay, William Atlay his sone, John
 Tarbert, Neill Bryden, Cutlibert Jamesone, David Bryden, Donald Stob,
 John Ade, James Cutlibertson, William Cutlibertson his brothir, Robert
 Kewell, Robert Gley in Knockbertnoch, John Pacok in Mycheltoun,
 Thomas Hall, John Snodgerss, Ranald Walterston, John Clerk.
 George Walterstone, John Begar, John Fiddar, Niniane Clerk,
 John Boye, John Lufe, George How, John Padeson, Robert
 Ker, John Paden, Cristofer Paden, Robert Crag, Robert Pacok,
 Bron Lindesay, John Ranald, Robert Huchonsone, Alex^r. Garvane,
 John Garvane, James Garvane his sonis, John Lile, George Lile brether.
 Patrik Fynlan, Henry Clerk, Robert Arnell, Edward Hair, Robert
 Davrach, John Stob, John Walterston, Thomas Walterston
 his sone, John Hew, John Dowgall, James Dowgall, John Lufe,
 John Thomsone, Andro Thomsone his brothir, Thomas Hewin.
 James Merscheall and ilk ane of thame for the tresonable slauchter,
 of unquhile Cornelius de Mathetema, Ducheman, at our soverane
 Lordis Tolbuth of Edinburgh in time of parliament in contrar his
 proclamatioun of peax. And for all cryme that may follow thar upon.

And for all wtheris crymes of tresoun, actionis, transgressionis and offenss, quhatsumevir committit or done, be the saide personis or ony of thame in ony time bigane unto the day of the date hereof. Tresoun on our soverane lords person and commoun thift exceptit. And that the said respect be extendit in the best forme with all clauss neidfull. And for the space of nynetene zeirs nixt comin eftir the day of the date of the samyn, but ony revocationn to endure. Subscrivit be oure soverane Lord, At Edinburgh, the xvii. day of July, The zere of God jnive twenty and sex zers.

“JAMES R.”

On the back—

“William Lord Sympillis respet.”

“My respyt.”

MCCCCXXVI.

65.—*Action by the King against Lord Simple for invading Mure of Caldwell.*

xij. Decembris, 1526.¹

Anent the lettres purchest at the instance of our Souerane Lord aganis Williame Lord Simple, Robert Simple his soun and aperand aire and thair complices, summond of before ffor the wrangwis breking of lawborowis apoun Johne Mure of Caldwell, his kyn frendis and scruandis, throw invading and asseging of thame in feir of weire with bowis, speiris, gunmys, and uthir wapynnys for thair slauchter, in the place of Caldwell, and uthir placis contenit in the said summondis, and diverss witness summond of before to beire witness and testify the verite in the said mater, as at maire lenth is contenit in the actis and summondis of before : Our Souerane Lord comperand be Maister Adame Otterburne of Auldham, his advocat, and the said lord and his soun lauchfully summond to the actionn, oftymes callit and nocht comperit : The Lordis of Counsale continewis the said mater to the sevint day of Januar nixt to cum, with continuatioun of dais, and ordanis lettres be writin to summond ma witness to compeir the said day with continuation of dais, to beir witness in the said mater : And that the depositionnes of the witness now takin herein be closit quhill the said day : And als to denunce the witness that war summond of before

¹ *Acta Dom. Concilii. Lib. XXXVI., fol. 138.*

and comperit nocht our Souerane Lordis rebellis, and put thame to the horne and eschete all thair movable gudis, and inbring the samin to our said Souerane Lordis thesaurar, in his name, for thair contemptioun : Be-
 caus thai war chargit thairto undir the pane of rebelloun and putting of
 thame to the horne and dissobeit, as the lettres thairupoun deuly execut
 and indorsat shawin and producit befor the saidis lordis proportit and
 bure.

66.—*Appointment of procurators in action between Lord Simple and
 Craufurd of Kilbirnie.*

Duodecimo, Aprilis, 1527.¹

Comperit William Lord Simple and constitut procuratouris Maister
 Robert Calbraith in the actionu movit be him aganis James Craufurd, of
 Auchinamys, and Thomas, his sone and air, and thair complices anent the
 retreting of aue decrete of the Lordis, and in all uthir actionns, et promisit
 de rato.

Comperit Lawrence Craufurd of Kilburny, and aekit procuratouris
 for him, Maister Robert Calbraith in the mater forsaid and in all uthir
 materis, et promisit de rato.

67.—*Continuation of action against Lord Simple, for invading Mure of
 Caldwell.*

Undecimo Maii, 1527.²

Anent the summondis raisit at the instance of our souerane Lord
 aganis Williame Lord Simple, Robert Simple, his soun and aperand aire,
 ffor the breking of lawborowis apoun Johane Mure of Caldwell, his kyn
 frendis tennentis and scruandis throw invading and asseging of thame in
 feire of weire with bowis, speiris, gunnys, and uthir waponnis for slaughter
 at the place of Caldwell, as at mair lenth is contentit in the summaondis
 thairupoun. Our souerane Lord comperand be Maister Adame Otterburne
 of Auldbame, his advocat, and the remanent of the saidis persounis lauch-
 fullie summond to this actionu oftymes callit and nocht comperit. The
 Lordis of Counsale continewis the said mater in the samin forme, force,
 and effect, as it is now but prejudice of parti unto the xxviiij day of Junii
 nixt tocum with continuatioun of dais, and ordanis the said Maister
 Adame to have lettres to summond the witness that war summond of

¹ *Acta Dom. Concilii. Lib. XXXVII., fol. 112.*

² *Ibid. XXXVII., fol. 117.*

befor and comperit nocht to be summond agane under gret panys and ma witness gif thai pleiss. And the parties to be warnit of this continuatioun and to heir the witness sworne.

68.—*Action by James, Earl of Arran, against John Semple of Foulwood, and the tenants of the Lenox.*

xxii. Maii, 1527.¹

Anent oure souerane Lordis lettres purchest at the instance of James, Erle of Arrane, aganis Johnne Simple of the Foulwood, Robert Simple, his broder, and diuerss utheris tennentis inhabitantis the ward landis quhilkis pertenuit to umquhile Johnne Erle of Levinax : That quhare he hes the half ward of the Levinax be gift of our said souerane Lord under his Prive Sele, nevertheless the tennentis inhabitantis the saidis landis, refusis to mak the said Erle payment of the malis and fermes of the saidis landis of the last terme of Mertymes and siclike in tyme tocum without thai be compellit bot tendis to occupy the saidis landis without ony title of rycht. And anent the charge gevin to the fre tennentis and occuparis of the said ward landis to ansuer and obey to the said Erle of the saidis landis to be brukit and dispoit be him in tyme cummyng according to the said gift : Or ellis that thai compeire befor our souerane Lord and the Lordis of Counsale the xxi day of this instant moneth of Maii, and shaw quhat title thai have to withald the saidis mailis and fermis and to intro-mett with the saidis landis with intimacioune to thame and thai compeire nocht that the Lordis will decerne letters simpliciter aganis thame in the said mater, as at maire lenth is contenit in our Souerane Lordis letters thairupoune. The said James Erle of Arane comperand be Maister Robert Lesly, his procuratour, and the saidis fre tenentis and occuparis of the landis aboune writin lauchfullie summond to this actioun of tymes callit and nocht comperit, the Lordis of Counsale decernis and ordanis lettres be direct simpliciter aganis Johnne Symple of the Foulwod, Robert Simple, his broder, Johnne M'Michell, Donald M'Mychell, tennentis of the landis of Nobilstoune, Johnne Colquhone of Luse, knycht, Archibald Colquhone, Patrik Colquhone, Margret Colquhone, Lady of Bannatrais, Patrik M'Kynlaw, Johnne M'Qwane of Darleith, William Shaw of Gartheran, Mychell Cassen, Johnne Miller, Alexander Millar, Angus M'Kynlaw, James Blare in Fynnyk, Johnne Blare, his sonne, Johnne

¹ *Ibid.* Lib. XXXVII., fol. 124.

Layng, Coline Sowter, Margret Park, Alexander Meffen, Donald Neill, Johnne Lenox of Blarschogill, Donald M'Key, Dunkane M'Idlowne, Robert Cunynghame, Fynlaw Smyth, Donald More, Donald Bawquhannan, Dave Brice, Duncan Dowdyn, Thomas Bawquhannan, Donald M'Kawis, Walter M'Farleyn, James Temple, James Thomsoune, Johnne Crawford, and Paule Mytchell, chargeand thame to ansuer and obey to the said James Erle of Arane in the payment of the males fermes and dewiteis of the saidis landis, and to desist and ceiss fra occupatioune of the samin. To be broukit and disponit be him in tyme cumming according to the lettre of gift maid to him thairupoune,—because thai war chargit thairto of before or to have comperit before the saidis Lordis the day aboune written to have shawine ane resonable caus quhy thai suld nocht have done the samin with intimatioune to thame and thai comperit nocht to the effect forsaid, the Lordis wald decerne letters simplieiter aganis thame and every of them in the said matter and falzeyt thairintill, and thairfore ordanis lettres be direct heirupoun as efteris.

69.—*Action between William Lord Simple, Craufurd of Kilbirnie, and Craufurd of Auchinames.*

xxiii. Maii. 1527.¹

In presens of the Lordis of Counsale comperyt Williame Lord Simple and Laurence Craufurd of Kilbirny, and producit ane copy of summondis rasit be James Craufurd of Auchinmanys and Thomas Craufurd his sone, chargeand thame to produce our Souerane Lordis lettres purchest be thame aganis the said James and his sone, and that thai war reidy present to produce the saidis lettres. And the said James nor nane utheris in his name comperit to persew the samen, the day thairof being bypast. Therefore protestit that thai suld nocht be haldin to answer in the said mater unto the tyme that thai war of new summonnd and thair expensis payit. The quhilk protestatioune the Lordis admitit, and thairupoune askit instruments.

70.—*The same action continued.*

viii. Julii, 1527.²

Auent our Souerane Lordis lettres purchest at the instance of Williame Lord Simple and Laurence Craufurd of Kilbirny, aganis James

¹ *Ibid. Lib. XXXVII., fol. 128.*

² *Ibid. Lib. XXXVII., fol. 140.*

Craufurd of Auchnamis and Thomas Craufurd. That quhare thai have be gift of us the unlawis of the said James and Thomas beand fugitivis fra the lawis for the slauchter of unquhile Johnne Quhite. And optenit lettres to poynd and distrenzie the said James and Thomas, thair landis and gudis, for the saidis unlawis. Be vertu of the quhilk thai causit to poynd certane nolt and scheip for ane pairt of the said unlawis. And now the said James and Thomas his soun has optenit utheris lettres, chargeand the said Williame Lord Simple and Laurence Craufurd to deliver the gudis poyndit agane to thame unto the x day of Julii. And anent the charge gevin to the said James Craufurd and Thomas his soun, to produce the lettres purchest be thame in the said mater, to be sene and considerit geif thai be procedit of justice or nocht, as at mare lenth is contenit in the lettres thairupoun. The said Lord and Laurence Craufurd beand personaly present, and the said Thomas Craufurd comperand for himself and his said fader. The Lordis of Counsale decernis the lettres purchest be the said James Craufurd and Thomas his soun to be unmordourlie procedit, becaus thai ar past without cognitioun in the caus, and thairfore decernis the effect of thame to ceis in tym to cum, and lettres to be direct herupoun in forme as effeiris.

viii. Julii, 1527.¹

Anent our Souerane Lordis lettres purchest at the instance of James Craufurd of Auchnamis aganis Williame Lord Simple and Laurence Craufurd of Kilbirny. That quhar be and Thomas Craufurd his soun was dalatit of art and part of the slauchter of unquhile Johnne Quhite youngar, and optenit our Souerane Lordis lettres of respect thairfor, and syne aggregit with thair parti, and in takin and signe thairof thai deliverit to the saidis persounis our Souerane Lordis lettres, raisit be thame to tak souirte of the saidis persounis to underlie the law for the samin as thai have to shaw. Nevertheles the said William lord Simple and Laurence Craufurd allegeand that the saidis James and Thomas causit thame to be souirteis for thame for entre of thame before the justice in the Tollbuthe of Edinburgh, to underlie the law for the said cryme, quhilk is nocht of verite and raisit new lettres apoun the auld deliverance of the Lordis, allegeand the first lettres to be tynt, and at thair

¹ *Ibid. Lib. XXXVII.*, fol. 141.

awin hand gart indors the samin without avise of the officiare, and gart thame self be callit as souirteis, and unlawit, and syne purchest uthiris lettres to poynd the saidis James and Thomas landis and gudis for thair releif, and thair for the said Williame lord Simple and Laurence Craufurd to produce the saidis lettres purchest be thame, and the said mater to be sene and considerit gif thai be ordourly procedit and of justice or nocht and as at mare lenth is contenit in the lettres thairupoun. The said Williame lord Simple and Laurence Craufurd beand personalie present, and the said Thomas Craufurd comperand for him self and James Craufurd his fader. The Lordis decernis the lettres purchest be the said Williame and Laurence in the said mater to be ordourlie procedit, and thairfor ordanis thame to have effect and to be put to executioun, and that lettres be direct tharupoun.

Comperit Thomas Craufurd youngar lard of Auchnamis and protestit for him self and in name of his fadir, that sene thair was na act of adjornale, shawin quhar the Lord Simple and Lord of Kilbirny become souirte for thair entre for the slaughter of John Quhite, that thairfor quhat process beis ledd aganis thame thairfor sall turne thame to na prejudice, bot that thai may have the samin reducit at tyme and place oportune

xii. Julii, 1527.¹

The quhilk day the Lordis be sentence interlocutour decernis and ordanis that the letters purchest at the instance of William Lord Simple and the Lord of Kilbirny aganis James Craufurd of Auchinhamis and Thomas Craufurd his sone, to be productit befor thame to morn to that effect that the saidis Lordis may considir to quhom thai ar direct, and quha maid the executioun of the samyn. Thairapoun the partiis askit instrumentis hora xj^a.

xiii. Julii, 1527.²

Maister Robert Galbraith, forspekar for the lord Simple, protestit that the Lordis suld nocht proceid in the mater movit be the lard of Auchnamis aganis him, bot efter the forme of the interlocutour gevin of before.

¹ *Ibid. Lib. XXXVII., fol. 155.*

² *Ibid. Lib. XXXVII., fol. 158.*

xiii. Julij, 1527.¹

In presens of the Lordis of Counsale comperit Williame Lord Simple and Laurence Craufurd of Kilbirny, on that ane pairt, and Thomas Craufurd, younger, lard of Auchnamys, and als Williame, Maister of Glencarne, in name of James Craufurd of Auchnamys, quhilk become cautione that the said James suld hald ferme and stable all and quhatsomevir the Jugis arbitouris under writin decernis in the mater followand, and compromitt band and oblist thame be the fuithis in thair bodyis the haly Evangelis tuichit to abyd and underlie the decrete and sentence of Archibald Douglas, Provost of Edinburgh, thesaurar, and James Colville of Vchiltre, comptrollar, anent all debatis betuix the saidis partiis tuiching the lard of Kilbirny as souirte for the entre of the said James Craufurd of Auchnamis and Thomas Craufurd, his son, to the law for the slaughter of unquhile Johnne Quhite. And anent the lettres optenit be thame to poynd the said James and his soun, thair landis and gudis ffor thair unlawis in the quhilk thai war adjugit for non-comperance, to underlie the law for the said slaughter, and for all actionis, causis, and quarellis concernyng the saidis materis, and pertenyng thairto fra the begynnyng to the ending. Quhilkis Jugis has takin the said mater apoun thame, and to deliver thairintill betuix this and Monunday nixt to cum, befor viij houris befor none, apoun the quhilk the said Williame lord Simple askit instruments hora x^a

71.—*Agreement between Lord Simple, Craufurd of Kilbirnie, and Craufurd of Auchinames.*xvth. Julij, 1527.²

In presens of the Lordis of Counsale comperit Williame lord Symple and Laurence Craufurd of Kilbirny, on that ane pairt, and Thomas Craufurd, youngar, lard of Auchinamis, and Williame, Maister of Glencarne, in name of James Craufurd of Auchinamis, on that uthir pairt, and gair in ane compromitt, subserivit with thair handis, desiringe the samin to be insert in the bukis of Counsale, and to have the strenth of the Lordis decrete, and lettres to be direct to command and charge, compell and distrenze, every of the partiis for the fulfilling of the samin. The quhilk desire the Lordis thocht ressonable, and ordanit the said writing to be

¹ *Ibid. Lib. XXXVII.*, fol. 159.² *Ibid. Lib. XXXVII.*, fol. 161.

insert in the saidis bukis, and to have the strenth of thair decreete, and lettres to be direct to compell and charge the saidis partiis for the fulfilling thair of of the quhilk the tenour followis:—At Edinburgh, the xv day of Julii, the yere of God j^m v^c and xxvij yeris, it is appunctit and aggreit in presence of the Lordis of Counsale, betuix Williame lord Symple and Laurence Craufurd of Kilbirny, on that ane pairt, and Thomas Craufurd, sonne and aire apperand to James Craufurd of Auchinnanis for him self, and takand the burding upoun him with Willyame Cunyngham, Knycht, Maister of Glencarne, for the said James on that uthir part in manner following, that is to say, That the said Wilyame lord Symple and Laurence sall restore and deliver agane to the said James, all the gudis takin on thair behalf fra him, furth of his landis of Auchinnanis and Corsby, for the unlawis of the souirteis of the said James, Thomas, and thair complices, as is allegit for nocht compering before the Justice in the Tolbuth of Edinburgh, the xv day of Merehe last bypast, for the slauchter of unquhile Johnne Quhite, and apprysit to the said lord and Laurence for the sune of four score xvij^{li}: And in sa fer as thair is nocht in place of the saidis gudis, the samin to be apprysit sa fer as was takin furth of the saidis landis of Auchinnanis be Williame Patersoune, James Simsoun, Franuall Luife, and Robert Lufe: And for the gudis takin furth of Corsby, nocht bein in place to be apprysit be Andro Craufurd of Giltertland, Johnne Riche, Thomas Stewart, and Rannald Or: And quhat the saidis gudis that wantis beis apprysit to, to be allowit to the saidis Lord and Laurence in pairt of pament of the said soume of foure score xvij^{li}. to be paid to thame be the said James: And the said apprysing to be maid, and gudis being in place to be deliverit betuix this and the first day of August: And the saidis James and Thomas paid to the saidis Lord and Laurence the rest of the said soume, the tyme of the ressavng of the saidis gudis: And it salbe lefull to the saidis Lord and Laurence to appryse landis for the rest of the unlawis and releif: And the said James and Thomas and thair complices to have privilegit summondis aganis the said Lord and Laurence, and utheris haifand interes in this mater as thai sall libell.

xvj. Augusti, 1527.¹

Maister Robert Galbraith, procuratour for the Lord Simple and forspekar for the lard of Kilbirny, protestit that forsamekle as the said lord and lard war summond at the instance of James Craufurd of Auchnamis and Thomas Craufurd his soun, and the said James comperit nocht be himself nor his procuratour to persew the said summondis, the sunin beand exceptit in the generale continuatioun of the Sessioun: Thairefor that thai suld nocht be baldin to ansuere in the said mater quhill thai war of new summond.

Maister of Glencarne, forspekar for Thomas Craufurd, askit instrumentis that Maister Robert Galbraith, forspekar for the lard of Kilbirny, grauntit that the said lard had nocht to ask at the said Thomas at this tyme, hora x^a.²

The Lordis be sentence Interloquitour decernis that thai may nocht proceid in the actionn movit be James Craufurd of Auchnamys and Thomas Craufurd his soun, aganis the lord Simple and lard of Kilbirny, without the said James comperit be him self or a procuratour, becaus the mater was ane continuet actionn.

xxij. Augusti, 1527.³

The Lordis of Comsale, with consent of partii and thair procuratouris, continewis the summondis raisit at the instance of James Craufurd of Auchnamys and Thomas Craufurd his soun, aganis Williame lord Simple and Laurence Craufurd of Kilbirny, in the samin forme, force, and effect as it is now, but prejudice of partii unto Monunday nixt to cum, with continuatioun of dais, and thair to begyn and have process as accordis.

xxvij. Octobris, 1527.⁴

Anent the Summondis raisit at the instance of James Craufurd of Auchnamis and Thomas Craufurd his soun, aganis Williame lord Simple and Laurence Craufurd of Kilbirny. That is to say, the said Williame lord Simple and Laurence Craufurd, for the wraungis rasing of ane new lettre apounne ane auld deliverance, and fraudfull and wranguis indorsing

¹ *Acta Dom. Concilii, Lib. XXXVII., fol. 202.*

² *Ibid. Lib. XXXVII., fol. 202.*

³ *Ibid. Lib. XXXVII., fol. 214.*

⁴ *Ibid. Lib. XXXVII., fol. 248.*

of the samin at thair awine hand, in the name of Robert Champnay, messinger, berand that the said Robert tuke the said Laurence Craufurd souirte ffor the entre of the said James and Thomas and thair complices to the nowmer of xj personis to underlie the law for the slauchter of unquhile Johne Quhite; howbeit the said Robert maid never sick indorsing, and thairfore the said Williame lord Simple and Laurence Craufurd to here thame be decernit to releve and freith the saidis James and Thomas his sounes of all dampnage and skaith that thai have sustenit or may sustene thairthrow, as at mare lenth is contenit in the summondis thairapoune. The saidis Williame lord Simple, Laurence Craufurd of Kilbirny, and Thomas Craufurd, beand personally present, and als the said Thomas and Williame, Maister of Glencarne, comperand as procuratours for the said James Craufurd of Auchinamis, the quhilk personis referrit the said mater with all actiounis, quarelis, and pertinentis pertenying to the samin or mycht pertene thairto ony manner of way to the Lordis of Counsale as Jugis, arbitouris, and amicable compositoris to decyde thairintill as thai thoct mast expedient for the wele of the saidis partiis Quhilk acceptit and tuke the said mater in and apoune thame: the utheris rychtis resonis suddis petitionis and allegationis of the forsaid partiis beand shawine allegit red and pronuncit and thai thairintill being ryplie avisit, decretis, deliveris, and decernis the proces of apprysing maid apoune the pairt of the said James Craufurd of Auchinamys landis for certane unlawis in the quhilkis he wes adjudit for nonentres to underlie the law for the slauchter of unquhile Johne Quhite, to cese, and dischargis the samin forever in tyme to cum. And anent the allegiance maid be Laurence Craufurd of Kilbirny, that James Craufurd of Auchinamis bad him labour for ane respite till him and his sounes for the said slauchter of als competent price as it mycht be gottin, and quhatsoever it cost he suld relefe him thairof, the Lordis of Counsale continewis that mater to the xx day of November nixt to cum with continuatiounes of dais; And ordanis the said Laurence Craufurd to have lettres to summond the said James Craufurd of Auchinamis, Thomas Craufurd his sone, George Campble of Stevinssoun, Charles Mowat, Henry Craufurd, Cristale Craufurd, Robert Craufurd, Johne Craufurd, and James Montford, to compeir the said day with continuatiounes of dais, to here lele and suthfast witnessing in the said mater in sa far as thai knaw or salbe sperit at thame; reservand to the said James his just exceptionis aganis the said Cristale. And in the meyntyme continewis the remanent of the materis debatable betuix the saidis partiis tuiching the apprysing of the saidis James gudis,

the unlawis in the quhilk he wes adjudgit, and the soumes of money gevin thairfore to the thesaurour be the said Williame lord Simple and the lard of Kilbirny, in the samin forme, force, and effect as it is now unto the said xx day of Novembris, with continuacioun of dais, sa that at the said tyme the Lordis may geve ane finale sentence amangis thame without further proces or delay.

72. -Action by Craufurd of Auchinames, against Lord Semple and Craufurd of Kilbirnie.

26th November, 1527.¹

Anent the summondis ruisit at the instance of James Craufurd of Auchnamys and Thomas Craufurd his soun, aganis Williame Lord Simple and Laurence Craufurd of Kilbirny. That is to say, the said Williame Lord Simple and Laurence Craufurd, flor the wrangwis and fraudfull raising of ane new lettir apoun ane auld deliverance, and fraudfull and wrangwis indorsing of the samin at their awin hand, in the name of Robert Champinay, messingere, berand that the said Robert tuk the said Laurence Craufurd sonertie for the entre of the said James and Thomas and thair complices to the novmer of xj persouns to vnderlie the law for the slauchter of vnguhile Johne Quhite, howbeit the said Robert maid never sic indorsing, and thairfor the said Williame Lord Simple and Laurence Craufurd, to heire thame be decernit to releif and freith, the said James and Thomas, his soun, of all dampnage and skath that thai haue sustenit, or may sustene thairthrow, as at mair lenth is contenit in the summondis and actis gevin thairupoun of before: All the saidis parties beand personallie present, the quhilkis persouns be thame selfis, and thair procuratouris referit the said mater with all actionis, quarellis, and pertinens, pertenant to the samin or mycht pertene thairto ony maner of way to the lordis of counsale, jugis, arbitouris, and amicable componitouris, and thai to decide thairintill as thai sall think maist expedient flor the weile of the said parties quhilk acceptit and tuk the said mater in and apoun thame as the vther act thairupoun praportis: The ryelthis resouns writtis petitionis ansueris and allegatiouns of the forsaid parties beand schawin allegit redd and propundit, and thai thairwith being ripeleie avisit, the Lordis of Counsale as Jugis, arbitouris, and amicable componitouris, decretis, deliveris, and decernis the said James Craufurd, and Thomas Craufurd his

¹ *Acta Dom. Concilii*, Vol. XXXVIII., fol. 32.

soun sall content and pay to the saidis Williame Lord Simple and Laurence Craufurd of Kilbirny, the soyme of ij^e lib. vsuale money in full contentatiome of the vulawis in the quhilkis the said James and Thomas and thair complices war ading it; and for the money debursit be the said Williame to oure souerane lordis thesaurer for the samin, and for vther causis, and the said Lord Simple and Lord of Balwerie sall deliver the gudis agane poyndit be thame for ane part of the saidis vulawis insafer as thai will mak faith thai have now; and samekle of the saidis gudis as thai have nocht that the partis thairof as thai war apprissit the tyme of the poynding of the samin to be allowit in part of payment of the said soyme of ij^e lib. : And ordanis that nane of the said partiis sall have action nor clame aganis vtheris anent the premissis: And dischargis ilkane of vtheris clames anent all actiouns that ony of the saidis partijs has aganis vtheris concernyng the materis aboume writtin for evir, and that ilkane of the saidis partijs sall stand in hartlie kindnes with vtheris in tyme to cum, and that lettres to command, and charge, compell, and distrenze the saidis partiis herfor in forme as efteris.

73.—*Action by William Lord Semple, against John Mowat of Busby. [19th December, 1527].*¹

Anent the summondis raisit att the instance of Williame lord Simple aganis Johnne Mowat of Busby, to heir him be decernit be the decrete of the lordis of counsale to releif and keip skaithles the said Williame of the soyme of ij^e merkis vsuale money, at the handis of James Hammiltoun of Fynmart knycht, or ellis to infet the said Williame heretablie be charter and seising in xx libs. worth of land that gevis xx libs. of maile be yeire, becaus at the request of the said Johnne the said Williame band and oblist him to pay to the said James the said soyme at the feist of Witson-day last hipast, and the said Johnne band and oblist him to relef the said Williame thairof effir the forme of his lettres obligatoris as at mair lenth is contentit in the summondis thairupoune: the said Williame lord Sempill beand personalie present, and the said Johnne Mowat lauchfullie summond to this actione of timis callit and nocht comperit, the Lordis of Counsale decretis and deliveris that the said Johnne Mowat of Busby sall releif and keip skaithles the said Williame lord Simple of the said soyme of ij^e merkis vsuale money at the handis of the said Sir James Hammiltoun of

¹ *Acta Dom. Concilii*, Vol. XXXVIII., fol. 76.

Fynmart, Knycht, becaus at the request of the said Johnne the said Williame band and oblist him to pay to the said James the said soyme of ij^o merkis at the feast of Witsonday last bipast, and the said Johnne band and oblist him to relief the said Williame thair of as his lettres obligatouris maid be him to the said lord vnder his subscription with his hand at the pen of the date at Hammiltoun the xj. day of Marche the yeir of God J^m v^e xxvj. yeiris schawin and producit befor the saidis lordis preportit and bure, and thairfor ordanis lettres be direct to comand and charge compell and distrenye the said lord of the said soyme in forme as efteris.

74.—*Action by Lord Simple, as Sheriff of Renfrew, against James Hamilton, Sheriff of Linlithgow, anent their respective jurisdictions.*
[31st August, 1528.¹]

Anent our Souerane lordis Letteris purchest at the instance of Wilzam Lord Simple, scheref of Renfrew, aganis James Hamiltoun, scheref of Linlithgow, that quhar the landis of Batheat, Blakburne, Ballincere, Torbanis, Lochtullo, Richardtoun, Paddoschaw, Ballachlow, and Balbardy, with the pertinentis ar annex to the scherekidome of Renfrew and ar haldin of our souerane lord as Stewart of Scotland, and the tennentis of the saidis landis suld gefe sute and service thairfor in the scheref courtis of Renfrew, and hes bene in vs of the samin past memoir of man nevirtheles the said James Hamiltoun, scheref of Linlithgow, callis the free tennentis of the saidis landis to gefe soit and presence thairfor in the scheref courtis of Linlithgw, quhar thai law nane nor suld gefe nane, and becaus thai compeir nocht thairto be vnlawis thame and hes poyudit and takin thair gudis thairfor wranguisle That is to say, fra Robert Maxwell of Calderwod, heretar of the saidis landis of Blakburne, and his tenent's thair of xxj. ky and oxin, and fra William Hamiltoun, heretar of the saidis landis of Batheat, and his tenentis xvj. oxin and v. ky, and will nocht restor nor deliver the saidis gudis agane as at mair lenth is contenit in the summondis thairupone. The said William Lord Simple beand personally present, and the said James Hamiltoun lauchfullie summond to this actionne oftymes callit and nocht comperit, the Lordis of Counsail decernis and ordanis lettres be direct simpliciter, charging the said James Hamiltoun, scheref of Linlithgw, and his deputis, to desist and ces fra all calling vnlawing and proceeding aganis the free tennentis of the saidis

¹ *Acta Dom. Concilii*, Vol. XL., fol. 113.

landis, for geving of soit and presence thairfor in the scheref courtis of Linlithgw, becaus the saidis landis ar annex to the barony and scheref-dome of Renfrew as said is, Dischargeand the said scheref and his deputis thairof, and of thair offices in that pairt, and to command and charge thame to restor and deliver the saidis gudis agane to the saidis tennentis and grund that thai war takin fra, becaus thai war chargit of befor to have done in the samin, or ellis to have comperit befor the Lordis and schaw one ressonable caus quhy thay suld nocht have done the samin and failyeit thairintill, and lettres to be direct heirupon as efteris.

75—*Action by Marion Reid, widow, against Robert Maister of Simple, for recovery of her goods. [7th September, 1528.]*¹

Anent our Souerane Lordis lettrez purchest at the instance of Marion Reid, the reliet of vnquhile Robert Watson aganis Robert maister of Simple. That quhar eftir the decreis of hir said spous our Souerane Lord movit of piete with avis of his thesaurer and componitouris has gevin and grantit to hir and hir pur faderles barnis certane gudis quhilkis pertenuit to hir said spous and hir and war our said Souerane lordis eschaiet throw the said Robert Watsonis being at his horn and be vertu of the said gift and lettrez thairupon sche causit Charlis Campbelle maisenger to serche and seik the said gudis and apprehendit one pairt thairaf intrumettit with be the said Robert Maister (of) Simple and his seruandis, that is to say vj. auld ky and four younger ky, and arrestit the sammyn in his landis: Nevirtheles he postponis and deferris to deliver the same to the said Robert Maister Simple to deliver the saidis gudis to the said Marion and hir faderles barnis vnder divers panis and last vnder the panis of rebellious lyk as at mair leuth is contenit in the saidis letrez. Baith the saidis partys being personaly present it was allegit be the said Maister Simple that he had maid compt of the saidis gudis as eschaiet gudis in our Souerane lordis Chakker and maid expensis in the ingetting of the sammyn. The Lordis of Counsaile decretis and deliveris that the said Robert Maister Simple sall deliver agane to the said Marion, the said vj. auld ky als guid as thai war the tyme that he intrumetit thairwith, and ordanis lettrez be direct to compell and distrenze him his landis and gudis thairfor, and in siklyke forme as war gevin of befair: And ordanis the said four young ky to remane with the said Robert for the costis and

¹ *Acta Dom. Concilii*, Vol. XXXVIII., fol. 162.

expensis sustenit be him in the ingetting of the said eschalet gudis and making compt thairapoun in the chakker as said is.

76.—*Action by Adam Whiteford of that ilk, Niniane lord Ross, and Robert Semple, to stay poinding.* [5th February, 1528-29].¹

Anent our Souerane Lordis lettrez purchest at the instance of Adam Quhyteford of that ilk aganis Niniane lord Ross of Mailvile and Robert Simple : That quhar the said lord allegeand that the said Adam remanit and baid at hame fra our Souerane lordis oist and army quhilk come apou the xxvij. day of August last by past furtlit of Striueling to Edinburgh to his parliament quhilk is nocht of verite has be sinister and wrang informacion purchest at our said Souerane lord the said Adamis eschalet of his gudis and gart charge him be vther our Souerane lordis lettrez at the mercat cros of the burgh of Raufrew upon Settirday to compeir apou Tijsday nixt thaireftir befor our said Souerane lordis Justice in the tolbut of Edinburgh to vnderly his lawis for the said cryme vnder the payn of Rebellion : And anent the charge gevin to the saidis Niniane lord Ross and Robert to produce the saidis lettrez at aue certane day by past befor the lordis of counsale to be sene and considerit be thame, baith the saidis partys being personaly present, the lordis of the counsale continewis the said mater in the sammyn form, force, and effect, as it is now onto the xx. day of Marche nixt to cum with continuacioun of dais, but prejudice of party, and ordains the said Niniane lord Ros to ceis fra all punding of the said Adamis gudis for the said eschaet quhill the said xx. day inclusive : And als suspendis the proces of horn led or to be led apoun the said Adam in the said mater, quhill the said inclusive as said is, and lettrez to be direct thairapoun.

77.—*Confirmation of Charter by James Hamilton of Fynnart, Kt., to William lord Semple, of lands of Auchinfour and Kirkpenningland.* [1st September, 1529].²

JACOBUS Dei gracia rex Scotorum omnibus probis hominibus totius terre sue clericis et laicis salutem sciatis nos cum avasimento thesaurarii nostri quandam cartam vendicionis et alienacionis factam per dilectum

¹ *Acta Dom. Concilii*, Vol. XXXIX., fol. 71.

² *Reg. Mag. Sig.*, Lib. XXIII., No. 65.

familiarum nostrum Jacobum Hamiltoun de Fynmart militem cum consensu et assensu domine Margarete Levingstoun eius conjugis consanguineo nostro Willelmo domino Sempill et Elizabeth Arnot eius sponse et eorum alteri diucius viventi in coniuncta infeodacione heredibus et assignatis dicti domini Sempill quibuscunque de totis et integris Terris de Auchinfour et Kirkpenmiland cum tenentibus tenandriis ac libere tenencium serviciis earundem extendentibus ad viginti libratas terrarum antiqui extentus unacum advocacione et donacione ecclesiarum et capellaniarum earundem et suis pertinentiis jacentibus in parrochia de Innerkip infra vicecomitatum nostrum de Renfrew de nobis tanquam Senescallo Scocie et successoribus nostris tenendis De mandato nostro visam lectam inspectam et diligenter examinatum sanam integram non rasam non cancellatam nec in aliqua sui parte suspectam ad plenum intellexisse sub hac forma Omnibus hanc cartam visuris vel audituris Jacobus Hamiltoun de Fynmart miles salutem in Domino sempiternam Noveritis me non vi aut metu ductum nec errore lapsum compulsam aut coactum sed mea mera pura et spontanea voluntate utilitateque mea undique prevista et pensata concessisse vendidisse et alienasse necnon concedere vendere alienare et hac presenti carta mea confirmare cum pleno consensu et assensu domine Margarete Levingstoun sponse mee nobili et potenti domino Willelmo domino Sempill et Elizabeth Arnot sue sponse et ipsorum alteri diucius viventi in coniuncta infeodacione et heredibus et assignatis dicti domini Sempill quibuscunque omnes et singulas terras meas de Auchinfour et Kirkpenmiland cum tenentibus tenandris libere tenencium serviciis earundem extendentes in integro ad viginti libratas terrarum antiqui extentus unacum advocacione et donacione ecclesiarum et capellaniarum earundem cum suis pertinentiis jacentes in parrochia de Innerkip infra vicecomitatum de Renfrew pro quadam certa summa pecunie michi per dictum Willelmum dominum Sempill premanibus gratanter et integre persoluta in pecunia numerata et in usum meum totaliter conversa De quaquidem summa pecunie teneo me bene contentum ac plenarie et integre persolutum prefatumque dominum Sempill heredes suos executores et assignatos pro me heredibus executoribus et assignatis de eadem quittos inde clamo imperpetuum presentis carte mee per tenorem. Tenendas et habendas omnes et singulas prenomintas terras de Auchinfour et Kirkpenmiland cum tenentibus tenandriis et libere tenentium serviciis earundem extendentes in integro ad viginti libratas terrarum antiqui extentus unacum advocacione et donacione ecclesiarum et capellaniarum earundem cum suis pertinentiis prefati Willelmo domino Sempill et Elizabeth Arnot sue sponse et eorum alteri diucius viventi in coniuncta

infeodacione et heredibus et assignatis dicti domini Willelmi Domini Sempill quibuscunque a me heredibus meis et assignatis de supremo domino nostro rege tanquam Senescallo Scocie et suis successoribus in feodo et hereditate imperpetuum per omnes rectas metas suas antiquas et divisas prout jacent in longitudine et latitudine in dominibus etc. Reddendo inde annuatim dictus Willelmus Dominus Sympill et Elizabeth Arnot eius sponsa et ipsorum alter diucius vivens heredes et assignati dicti domini Sympill dicto supremo domino nostro regi tanquam Senescallo Scocie et suis successoribus pro dictis Terris de Auchinfour et Kirkpenyland cum pertinenciis servicia debita et consueta tantum pro omni alio onere exactione questione demanda seu servicio seculari que de predictis Terris cum pertinenciis per quoscunque exigi poterint quomodolibet vel requiri. Et ego vero prefatus Jacobus Hammiltoun de Fynnart miles heredes mei et assignati omnes et singulas predictas terras de Auchinfour et Kirkpenyland cum tenentibus tenendiis ac libere tenencium serviciis earundem unacum advocacione et donatione ecclesiarum et capellaniarum cum suis pertinenciis prefato Willelmo domino Sympill et Elizabeth Arnot sue sponse et ipsorum alteri diucius viventi in conjuncta infeodacione heredibus et assignatis dicti Willelmi domini Sempill quibuscunque adeo libere et quiete in omnibus et per omnia forma pariter et effectu ut premissum est contra omnes mortales warrantizabimus acquietabimus et imperpetuum defendemus. In cuius rei testimonium sigillum meum proprium huic presenti carte mee est appensum unacum subscriptione mea manuali ac cum appensione sigilli dicte domine Margarete sponse mee in signum sui consensus et assensu ad premissa Apud Edinburgh ultimo die mensis Augusti anno Domini millesimo quingentesimo vigesimo nono coram hiis testibus Andrea Hammiltoun Alexandro Hammiltoun et Jacobo Nasmyth cum diversis aliis Quamquidem cartam ac vendicionem et alienacionem in eadem contentas in omnibus suis punctis et articulis condicionibus et modis ac circumstanciis suis quibuscunque in omnibus et per omnia forma pariter et effectu cum avisamento prefati thesaurarii nostri approbamus ratificamus ac pro nobis et successoribus nostris pro perpetuo ut premissum est confirmamus salvis nobis et successoribus nostris juribus et serviciis de dictis Terris cum pertinenciis ante presentem nostram confirmationem nobis debitis et consuetis. In cuius rei testimonium huic presenti carte nostre confirmationis magnum sigillum nostrum apponi precepimus Testibus reverendissimo reverendisque in Christo patribus Gavino archiepiscopo Glasguensi cancellario nostro Georgio episcopo Dunkeldensi Henrico episcopo Candidecase nostreque capelle regie

Strivilingensis dilectis consanguineis nostris Colino comite de Ergile domino Campbell et Lorne magistro Hospicii nostri Hugone comite de Eglintoun domino Montgomery Georgio comite de Rothies domino Lesley Malcom domino Flemyng magno camerario venerabilibus in Christo patribus Patricio priore ecclesie metropolitane Sancti Andree David abbate monasterii nostri de Aberbrothok nostri secreti sigilli custode dilectis familiaribus nostris Roberto Bertoun de Ovir Berntoun nostro thesaurario et computorum nostrorum rotulatore magistro Thoma Erskin de Haltoun secretario nostro et Jacobo Colville de Uchiltre nostre cancellarie directore apud Edinburgh primo die mensis Septembris anno domini millesimo quingentesimo vicesimo nono Et regni nostri decimo sexto.

ABSTRACT.

Confirmation by King James the Fifth of charter granted by James Hamilton of Fynnart, Knight, with consent of Lady Margaret Livingston his wife, in favour of William lord Semple and Elizabeth Arnot his wife, in conjunct fee, and the heirs and assignees of the said lord Semple, heritably, of the lands of Auchinfour and Kirkpennyland, extending in whole to a twenty pound land of old extent. with advocation and donation of the churches and chapels thereof, lying in the parish of Innerkip and shire of Renfrew : and that for a sum of money paid to the granter, by the said William lord Semple, of which sum the charter contains discharge : To hold from the said James Hamilton and his heirs, of the King as Steward of Scotland, in fee and heritage for ever, for the services due and wout. Scaled and subscribed by the granter, the seal also of the said lady Margaret being appended in token of her consent, at Edinburgh 31st August, 1529, before these witnesses, Andrew Hamilton, Alexander Hamilton, and James Nasmyth : The confirmation is dated at Edinburgh on 1st September same year.

78.—*Action anent the fee of the Coroner of Renfrew.* [xvj. May, 1530.]¹

Sederunt dominj secreti consilij. Auent our souerane lordis lettres purchest at the instance of the frehaldaris within the barony of Renfrew, aganis William Cunyngname of Craganis, That quhar the said Barony pertenis to our souerane lord as Stewart of Scotland, and the crownar thairof in all tymis bygane past memour of man has in his fee ane thraif

¹ *Acta Dom. Concilii*, Vol. XLI. fol. 80.

of corn of ilk pleuch and iijd. of ilk hous within the said barony, and was in vs and possession thair of and on nane uthir fee. Nevirtheles the said William Cunynghame of Craganis, now crownar of the said barony, allegeand that he suld haif half ane merk for his fee of ilk person that composit or tuk thame to our souerane lordis respect or remission in his last Justiceair of Renfrew, quhilk is nocht of verite, has purchest vthir lettrez to poynd and distrenze thairfor quhilkis lettrez ar purchest be sinister and wrang informacioun, and auent the charge gevin to the said William to produce the saidis lettrez befor the lordis of counsale to be sene and considerit be thame lyk as at mair lenth is contenit in the saidis vthir lettrez. The said William of Cunynghame and Niniane lord Rose being personaly present thair richtis resonis, etc. the lordis of counsale decretis, deliveris, and decernis the lettrez purchest be the said William Cunynghame, crownar of the said Scherefeldome of Renfrew, in the said mater to be ordourly procedit and ordanis thame to have effect and to be put to execucioun in tyme to cum in all poyntis and lettrez to be direct gif neid be.

79.—*Charter to James Hamilton of Fynnart, Knight, and Margaret Livingston, his spouse, of the Barony of Ochiltree, &c. [13th January, 1530-1.]*¹

JACOBUS Dei gracia rex Scotorum omnibus probis hominibus tocius terre sue clericis et laicis salutem Sciatis nos dedisse concessisse et hac presenti carta nostra confirmasse hereditario dilecto nostro familiari Jacobo Hammyltoun de Fynnart militi et Margarete Livingstoun eius spouse et ipsorum alteri diutius viventi in conjuncta infeodatione et heredibus suis subscriptis omnes et singulas terras et baronias subscriptas videlicet Totas et integras terras et baroniam de Uchiltre cum castro fortaliciis domibus molendinis piscariis annexis pendiculis le outsettis tenentibus tenandriis liberetentium serviciis advocacionibus et donationibus ecclesiarum capellaniarum clericatum officiorum earundem et suis pertinenciis jacentes infra vicecomitatum de Are dimedietatem totarum et integrarum terrarum et baroniarum de Bernweil et Symontoun . . . jacentem in balliatu nostro de Kyle infra vicecomitatum nostrum de Are antedictum dimedietatem tocus et integre baronie de Craufurd Johne . . . jacentem infra vicecomitatum de Lanark . . . terras de Glengevill . . . jacentes in

baronia de Avendale infra vicecomitatum nostrum de Striviling Terras de Pardowe Baclarage et Kineaid . . jacentes infra vicecomitatum nostrum de Dunbertaue Neenon dicto Jacobo et heredibus suis subscriptis officium vicecomitis de Renfrew infra bondas et limites parochie et baronie de Batheat jacentis infra vicecomitatum eiusdem Quequidem terre et baronie suprascripte cum castris, etc., fuerunt dicti Jacobi et Margarete perprius hereditarie et dictum vicecomitis officium infra bondas et limites parochie et baronie antedictae fuit consanguinei nostri Willelmi domini Synaple vicecomitis nostri de Renfrew perprius hereditarie. Et quas et quod iidem per fustim et baculum et procuratores suos . . in manibus nostris apud Edinburgh sursum reddiderunt pureque et simpliciter resignavit. . . Insuper pro bono fideli et gratuito servicio nobis per prefatum Jacobum impenso et pro specialibus favore et amore quos erga ipsum gerimus . . fecimus univimus annexavimus creavimus et incorporavimus . . omnes et singulas terras et baroniam suprascriptas . . neenon dictum officium vicecomitis . . in unam integram et liberam baroniam omni tempore affuturo baroniam de Uchiltre nuncupandam. Ac volumus . . quod castrum de Uchiltre nunc edificatum et edificandum capitale erit dictae baronie messuagium. . . Tenendas et habendas . . dictis Jacobo Hammiltoun et Margarete Levingstoun eius sponse et ipsorum alteri diutius viventi in conjuncta infeodatione et heredibus masculis inter ipsos legitime procreatis seu procreandis quibus deficientibus heredibus masculis per ipsum Jacobum legitime procreandis quibus deficientibus consanguineo nostro Jacobo Aranie comiti domino Hammiltoun . . quibus deficientibus Gawino Hammiltoun eius fratri germano et heredibus suis masculis . . quibus deficientibus legitimis et propinquioribus heredibus masculis sanguinis domus et cognominis de Hammiltoun arma de Hammiltoun gerentibus . . de nobis et nostris successoribus Seotorum regibus . . in feodo et hereditate ac libera baronia imperpetuum . . cum potestate facultate et licencia dicto Jacobo Hammiltoun et heredibus suis talie antedictis castrum turrin fortalitium infra prefatas terras et baronias ubi eis magis expediri videbiter edificandi cum januis ferreis le batteling corbel sailze carcere et omnibus aliis pro dicti turris castri et fortalicii munitione et fortificatione necessariis. Faciendo inde annuatim . . jura et servicia . . debita et consueta. . . Exigentibus quoque prefati Jacobi Hammiltoun militis de nobis benemeritis preter dictarum terrarum et baronie hereditariam concessionem et earundem in liberam baroniam annexationem regalis munificencie beneficio aliquo spontanea voluntate nostra profecto quod illi

totique posteritati sue honorificum fuerit et decorum enim remunerandum esse censuimus quare et si ante hac lineam quam armorum descriptores vulgo bendam seu bacillum appellicant a sinistro angulo sui insignis quod sue gentis peculiare est ad dexterum dictam illegitimitatis seu bastardie notam hactenus gesserit atque gerit quia tamen ab olim serenissimo patre hoc natalium impedimento liberatus et unus heredum in carta tallie dilecto olim consanguineo nostro Jacobo Arranie comiti . . . suo ipsius Jacobi Hammiltoun militis patri dicti nostri patris illustrissimi liberalitate confecta conscriptus extat jure optimo discrimen istud illi amplius deferendum non est quod nos amoventes aliud difference signum contulimus ac presentium serie conferimus utpote tractum argenteum simplicem ad circumferentiam armorum continuo ductum contraposisit liliis argenteis consutum qualem nos duplicem sed diverso colore in nostro insignio regimus perpetuum sue in nos fidei monumentum veluti in hac nostra carta depingi jussimus. In cuius rei testimonium huic presenti carte nostre magnum sigillum nostrum apponi precepimus apud Edinburgh decimo tertiæ die mensis Januarii anno domini millesimo quingentesimo tricesimo et regni nostri decimi octavo.

ABSTRACT.

Charter by King James the Fifth, in favour of James Hamilton of Fynnart, knight, and Margaret Livingston his spouse, in conjoined fee, and to their heirs of tailie therein mentioned, of the lands and barony of Ochiltree, with castle, fortalices and other pertinents; also the office of Sherifship of Renfrew, within the bounds of the parish and barony of Bathgate, lying in the said sherrifdom: which office belouged before heritably to William lord Semple, Sherif of Renfrew; and which lands and office were resigned in the King's hands at Edinburgh: uniting and incorporating the whole into one whole and free barony, to be called the Barony of Ochiltree. Dated at Edinburgh, 13 January, 1530-1.

80.—*Act of the Lords of Council granting relaxation of Interdict to Lord Lyle.* [24th January, 1530-31].¹

In presens of the lordis of counsale comperit Johne lord Lyle, and gair in his supplicatioun subscrivit with his hand, beirand in effect. That florsamekle as he of his awine consent and fre will hes interdictit him of

¹ *Acta Dom. Concilii*, Vol. XLII. fol. 5.

befor fra all alienatioun of his landis and heretage befor the saidis lordis and befor the said Interdictioun ane pairt of the saidis landis quhilk is verray profittable wes wodsett and thairfor purposis to redeme the samin, desirand thairfor the saidis lordis to lows the said interdictioun to that effect, that he mycht anly the vlib. land of Cragbait, Tor, and Thraiplie within the Scherreflome of Renfrew, quhilkis ar less proffett nor the saidis landis wodsett as said is like as at mair lenth is contenit in the said supplicatioun. The quhilk desyr the saidis lordis thoct ressonable, and thairfor with consent of the said Johnne lord Lyle and als of Maister Abraham Crechtoun, comperand in the name of my lord of Sanctandris and of the lady Lyle, at quhais instance the said interdictioun was maid the lordis forsaid lowsis the said interdictioun to that effect alanerlie that the said lord may analie the saidis landis of Cragbait, Tor and Thraiplie at his plesour, sa that he may redeme his saidis landis liand in wodsett, becaus the samin is for his vtilitie and mair profett as said is, and ordanis lettres be direct herupon in forme as efteris.

81.—*Act of the Lords of Council, interdicting Lord Lyle from selling his lands.* [26th January, 1530-31.]¹

In presens of the lordis of counsell comperit Johnne lord Lile, and gaif in befor thame ane supplicacioun, and desirit and consentit eftir the forme of the samin, and at the instance of ane maist reverend fader in God, James, Archbischope of Sanctandris, primat and legat of Scotland, and his freindis quhilkis pait and deliverit to him his tochir gud for the contract of mariage completit betuix him and Betoun thair kynnis-woman be the tenour of the samin for consignacioun of his heretage for the airis gottin, and to be gottin betuix him and hir, and in eschewing of alienacioun thairof, and for certane vthir resonable causis and consideracionis moving him of his awn fre will consent and propir motive vnecompellit or coactit in ony wise to be interdytit fra all alienacioun, and selling of ony of his landis annuellis or heretagis within this realm, and fra all wodsetting and impignoration thairof, and geving of lifrentis takkis or for maligis of the samin to quhatsumevir personis for langer termes than vtheris, and fra all selling and dischargeing of ony reversiounis maid to him or his predecessouris of ony landis or annuellis, and taking of ony mar sownez thairupon than the saidis reversiounis now proportis

¹ *Acta Dom. Concilii*, Vol. XLII. fol. 10.

except it sall be lefull to him to analy and wodsett his v^{lib} land of Cragbat, Tor, and Threiply, with the pertinentis liand within the scheref-dome of Rentrew, vnder reversionioun contenand the sowm of ane hundreth pundis or ellis to tak that sowm apoun the reversionioun ellis maid upon his landis of the Schelis of Kilbryde, liand within the scheref-dome of Lanerk, and for mair cleirnes the said lordis has specifyit the saidis reversionis ellis maid, that is to say, ane reversionioun maid to him be Jhon Campbel of Lundy, knycht, thesaurer for the tyme, contenand the sowm of iij^m. iij^c. merkis for the redemption of the landis of Lundy. Ane reversionioun maid to him be Jhone Simple of Foulwod, contenand the sowm of v^c. merkis apoun the redemption of the landis of Colruth. Ane reversionioun maid to him be Gabriel Simple, contenand the sowm of iij^c. merkis apoun the redemption of the landis of Ladymur, with certane landis in Renfrew callit the Medohill and Orchert. Ane reversionioun maid to him be Maister George Petillo, contenand the sowm of j^c. lib. for redemption of the landis of Mylhill. Ane reversionioun maid to him be James Hammiltoun of Siluir Tounhill and Alexander Lindesay of Corsbasket, contenand the sowm of ij^c. merkis for redemption of the landis of Schelis of Kilbryde, and desirit the lordis forsaide to interpone thair auctorite herto with decret irritant thairupoun, The quhilk desir and consent the saidis lordis thocht resonable, and thairfor has interditit and interdytis the said Jhone lord Lile fra all maner of alienacioun, selling of ony of his landis, annuellis, or heretagis, within this realm, and fra all wedsetting and impignoration thair of and geving of liferentis takkis or for malingis of the samin langer than for the space of vtheris, and fra all selling or dischargeing of ony reversionis or taking of ony mar sowmez thairupoun than thai proport as said is, and has interponit and interponis thair auctorite with decret irritant thairupoun, And ordanis our souerane lordis lettrez be direct to the Schereffis of the schyris quhair ony of his saidis landis lye, or to ony vthir Schereffis in that part, to mak intimacioun and publicatioun of this Interdictioun at the merket crossis of the said burrowis of the saidis schyris, and all vthir plaicis neidfull with inhibicioun to all our souerane lordis liegis that nane of thame by sell or ony wise contract in the premissis or ony punct thair of with the said lord Lile, as said is with intimacioun geif thai do, all sic alienatiounis, assedatiounis, assignatiounis, renunciatiounis, and contractis, geif ony hapnis to be maid in the premissis sall be decernit of nane avale, And now as than, and than as now, decernis and declaris the samin to be of nane avale force nor effect in jugement nor outwith in tyme to cum.

82.—*Action by Cunningham of Craigends for his fee as Mair of Renfrew, from the lands of Lyoncorse. [27th November, 1531.]*

Anent our souerane lordis lettrez purchest at the instance of William Cunynghame of Craganis, aganis ane venerable fader in God, Alexander, Abbot of Kilwyning and convent of the samin That quhair the office of the mair of fee of the ovrward of the scherefdom of Renfrew, pertenis to the said William in heretage, and he and his predecessouris hes bene in peceable possession thair of thir fourty yeris bigane, and in wptakin fra ilk persoun within the said boundis certane dewiteis for his fee, and the said venerable fader and convent allegiand the landis of Liand Cors with the pertinentis liand within the said ovr-ward, to be annext to thair regallite of Kilwyning, and thair tenentis and inhabitantis thair of nocht in vse in paying of ony fees or dewiteis to the said William or his officiaris in tymes bigane And hes optenit lettrez direct to the Schereff of Renfrew and his deputis to call the parteis and tak cognitioun thairupon And the said Schereff hes sett ane court to be haldin on the nixt Sanet Androis evin And as beis fundin to caus and compell the said William to ceis fra poinding and distrenzeing of the saidis tenentis of thair guidis for his feis And thairfor the said venerable fader and convent to produce the saidis lettrez to be sene and considerit, geif thai be ordourly procedit and of justice or nocht, as at mair lenth is contenit in the saidis lettrez The said William being personally present, and the said venerable fader and convent being lauchfully requirit to this action oft tinez callit and nocht comperit The Lordis of Counsell suspendis the lettrez purchest be the said venerable fader and convent in the said mater, and decernis the effect of thame to ceis ay and quhill thai be producit, and the party warnit to the production thair of, and lettrez to be direct herapon.

83.—*Charter of Apprising by King James V., to William Semple of the lands of Nether Caldwell, &c. [5th October, 1532.]*

JACOBUS Dei gracia Rex Scotorum omnibus probis hominibus totius terre sue clericis et laicis salutem Sciatis quia literas nostras ex dominorum consilii nostri deliberatione vicecomiti nostro de Randrow et suis deputatis minime suspectis ad instantiam Willelmi Sympill filii Gabrielis Sympill alias direximus in se proportantes quod Alexander Speir virtute acti

* *Acta Dom. Concilii*, Vol. XLIII. fol. 99.

* *Reg. Mag. Sig., Lib. XXIV. No. 261.*

nostri adiornalis decretum dictorum dominorum obtinuit decernens David Caldwell de Neddar Caldwell solvere et contentare prefato Alexandro duo onera sive sarcinas le laydis vulgo nuncupata avenarum et duas vaccas violenter ab ipso per prefatum David sumptas et detentas ac pro violenti eiectione dicti Alexandri de tercia parte terrarum de Caldwell sibi in assedatione pertinente necnon pro spoliatione ablatione et detentione ab eo omnium suorum granorum vaccorum utensiliorum et aliorum bonorum extendentium in integro ad summam quadringentarum marcarum monete regni nostri. Et similiter Thomas Kerswell et Alexander Caldwell virtute prefati acti per dictum decretum super dicto David quinque vaccas et nonnulla grana per ipsum ut ipsis de terris de Braketh ablata extendentia ad summam centum mercarum monete predicte obtinuerunt quibusquidem summus et bonis antedictis memorite persone dictum Willelmum ipsorum assignatum constituerunt prout eorum assignationis litere sibi desuper confecte laciis in se proportionant prefatus nichilominus David solutionem bonorum et summarum antedictarum dicto Willelmo tanquam assignato prescripto secundum dicti decreti tenorem et sue assignationis antedictae sibi facite de summis in eodem contentis facere differt et postponit nisi compellatur. Precipiendo igitur prefato nostro vicecomiti et suis deputatis minime suspectis ambas partes supradictas coram eis vocare et cognitionem in memorata causa sumere. Et si compertum fuerit quod prefati Alexander Speir, Thomas Kerswell, et Alexander Caldwell memoratum Willelmum Sympill eorum assignatum in et ad summas et bona in dicto decreto contenta per ipsos super dicto David recuperata constituerunt quod prefatus vicecomes noster et sui deputati antedicti prefatum Willelmum de dietis summis et bonis secundum decreti et assignationis antedictarum tenorem gratanter persolvi causarent et si opus fuerit pro eisdem namarent et distringerent et deficientibus dicti David bonis mobilibus quod suas terras secundum acti nostri parliamenti tenorem ad valorem summarum in dicto decreto contentarum appreciarent et prefatum Willelmum tanquam assignatum antedictum de eisdem secundum dietas assignationis literas sibi desuper confectas persolvi facerent prout in prefatis literis nostris desuper confectis latius continetur Quarum mandato prefatus vicecomes noster de Ranfrew virtute sui precepti Alexandro Pinkertoun dicti vicecomitatus seriando et officario desuper directi ipsum ambas partes supradictas super quindecim diemum premonitione legitime summonere causavit ad comparandum coram eo aut suis deputatis antedictis in curia vicecomitatus nostri de Renfrew per ipsum aut ipsos apud Cristewell in Innerkip nono die mensis Marci anno Domini millesimo

quingentesimo tricesimo primo tenenda hora causarum ad videndum et audiendum dietam cognitionem in prefata causa secundum literarum nostrarum antedictarum tenorem sumi. Quo quidem die vicecomes noster antedictus per se et Willelmum Hamiltoun eius deputatum apud locum antedictum comparuit. Et ibidem curiam pro die cognitionis sumptione fensavit in qua suus prefatus deputatus ambas partes suprascriptas coram eo vocavit prefato David sepius vocato et non comparente dictus Willelmus Sympill per prefatum Gabrielem suum procuratorem ad hoc legitime constitutum prout sui procuratorii litere in iudicio ostense lecte et admissae in se proportionant comparuit et dietum nostrum vicecomitem et suum deputatum antedictum prefatas nostras literas pro die cognitionis sumptione executioni debite demandare requisivit et tunc prefatus noster vicecomes et suus deputatus antedictus eius nomine prefatam causam cognitioni personarum subscriptarum ad hoc legitime per ipsum et suum officiarium antedictum eius nomine virtute dicti sui precepti citat super inquisitione fore et in iudicio juratarum et admissarum retulit videlicet Johannis Sympill de Foulwod, Georgii Montgomery de Skelmorle, Jacobi Craufurd de Spango, Willelmi Craufurd in Cartisburne, Georgii Houstoun de Park, Alexandri Hammyltoun, Jacobi Lindesay, Archibaldi Craufurd, Willelmi Simpill in Blackburne, Willelmi Wardane, Georgii Lindesay, Johannis Stewart, Johannis Holme, Vedasti Wilsoun, et Willelmi Gawe. Quequidem persone suprascripte cum prefata causa assignationis litera et decreto antedictis mature avisate comperierunt et deliberarunt prefati quod Alexander Spere, Thomas Kerswell et Alexander Caldwell, dictum Willelmum Sympill eorum assignatum in et ad summas et bona in dicto decreto computas constituerunt et propterea ipsum de eisdem secundum dicti decreti et assignationis antedictae tenorem gratanter persolvere ordinarunt quamquidem inquisitionis antedictae deliberationem prefatus vicecomes noster et eius deputatus antedictus suo nomine executioni debite demandari ordinavit. Et ob id virtute sui precepti suo officario antedicto desuper directi ipsum undecimo die mensis Martii antedicti ad terras de Caldwell cum pertinentiis dicto David Caldwell hereditarie pertinentes jacentes infra vicecomitatum nostrum de Renfrew antedictum et ibidem bona mobilia dicti David Caldwell pro prefatis summis distringibilia perserutari causavit quibus perquisitis et non compertis dietum officiarium eodem die dicti David terras de Caldwell per publicam proclamationem super fundo eandem et decimo quarto eiusdem mensis die per publicam proclamationem apud crucem forealem burgi nostri de Renfrew pro dietis summis quingentarum mercarum appreciandas

fore denunciare et pro earundem appreciatione curiam per ipsum aut suos deputatos in pretorio prefati burgi nostri de Renfrew nono die mensis Aprilis immediate sequenti affligere et ad eandem dictum David Caldwell personaliter apprehensum et ceteros omnes interesse habentes per publicam proclamationem apud crucem forealem prefati burgi nostri Renfrew citare causavit. Quoquidem nono die mensis Aprilis antedicto advenienti die idem noster vicecomes per se ipsum et Johannem Sympill suum deputatum eius nomine in pretorio prefati burgi nostri comparuit et ibidem curiam pro dictarum terrarum appreciatione fensavit. Quaquidem curia cum partium ambarum suprascriptarum consensu a sextum usque diem mensis Maii immediate sequentem continuata extitit. Quoquidem die sexto mensis Maii antedicto Johannes Robisoun dicti burgi nostri burgensis vicecomes noster deputatus de Renfrew in prefato pretorio comparuit Et ibidem curiam pro dictarum terrarum et certi anni redditus earundem appreciatione fensavit in qua viginti quinque mercas anni redditus monete regni nostri annuatim levandas et percipiendas ad duos anni terminos consuetos festa videlicet penthecostes et sancti Martini in hyeme per equales portiones de totis et integris terris dicti David de Caldwell cum pertinentiis sibi hereditarie pertinentibus per ipsum de nobis tanquam Scotie senescallo per servicium warde et relevii tentis in capite per duodecim condignas personas ad hoc legitime citatas magnoque sacramento interveniente juratas secundum tenorem acti nostri parliamenti super appreciatione terrarum pro debitis confecta ac de mandato literarum nostrarum predictarum pro prefata summa quingentarum mercarum debite fecit appreciari dicto David Caldwell et ceteris omnibus interesse habentibus ad hoc legitime citatis sepius vocatis et non comparentibus legitimoque diei tempore expectato Quaquidem appreciatione sic ut premittitur debite facta prefatus vicecomes noster de Renfrew suum officiarium et seriandum antedictum dictum annum redditum prefato David Caldwell seu cuicunque alteri persone vel quibuscunque personis ipsum pro dictis summis emere violentibus per publicam proclamationem apud ostium pretorii nostri antedicti vendendum fore offerre causavit Et quia nullam personam eundem annum redditum pro dictis summis emere volentem invenit ipse dictus Johannes Robisoun suus deputatus eius nomine virtute sui officii ac secundum tenorem acti nostri parliamenti ac de mandato literarum nostrarum predictarum sibi et suis deputatis desuper directarum dictum annum redditum prefato Willelmo Sympile assignato ut supra vendidit et assignavit cum ipso heredibus suis et assignatis pro solutione dictarum

summarum pro quibus appreciatus fuit hereditarie permansurum per ipsos de nobis tanquam Scotie senescallo tenendum in capite per nostras has cartam et infeodationem eis desuper confectas prout in processu appreciationis per dictum nostrum vicecomitem et suos deputatos antedictos suo sub sigillo unacum sigillis nonnullarum personarum super huiusmodi appreciatione existentium debite desuper confecto coram consilii nostri dominis antedictis producto et per ipsos admissio et approbato latius continetur nos igitur acta nostri parlamenti perimpleri debiteque executioni demandari volentes dedimus et concessimus et hac presenti carta nostra damus et concedimus totum et integrum predictum annum redditum viginti quinque marcarum annuatim levandum et percipiendum ad terminos suprascriptos de totis et integris prefatis terris dicti David de Caldwell cum pertinentiis dicto Willelmo Simpille tanquam assignato ut supra heredibus suis et assignatis hereditarie ipsos nobis in tenentes hereditarios eiusdem suscipientes et dictum David Caldwell de eodem annuo redditu vigore prefati acti nostri parlamenti destituentes. Tenendum et habendum totum et integrum prefatum annum redditum . . . dicto Willelmo Sympile assignato ut supra heredibus suis et assignatis de nobis tanquam Scotie senescallo et successoribus nostris in feodo et hereditate imperpetuum . . . Faciendo inde annuatim . . . iura et servitia de predictis terris et annuo redditu cum ante prefatam appreciationem nobis debita et consueta. Et non obstante hac nostra infeodatione volumus et concedimus ac pro nobis et successoribus nostris decernimus et ordinamus quod dictus David Caldwell heredes sui et assignati habeat et habebant plenum et liberum regressum et ingressum in et ad dictum annum redditum . . . quandoque persolverit seu persolverint dicto Willelmo Simpille assignato ut supra heredibus suis vel assignatis prefatas summas pro quibus appreciatus fuit dummodo solutionem huiusmodi infra septennium diem date presentium proxime et immediate sequens integre fecerit seu fecerint firmis tamen et proficuis dicti anni redditus cum pertinentiis per prefatum Willelmum Simpille assignatum ut supra heredes suos vel assignatos interim percipiendis in solutione dicte summe principalis et expensarum per ipsos pro hac nostra infeodatione factarum quas etiam solvi volumus secundum tenorem acti nostri parlamenti minime componendis. In cuius rei testimonium huic presenti carte nostre magnum sigillum nostrum apponi precepimus. Testibus ut in aliis cartis consimilibus date preecedentibus apud Edinburg quinto die mensis Octobris anno domini millesimo quingentesimo tricesimo secundo.

ABSTRACT.

Charter by King James the Fifth, narrating that letters were directed by the King, with deliberation of the Lords of Council, at the instance of William Semple, son of Gabriel Semple, to the Sheriff of Renfrew and his deputies, propoiting that Alexander Speir, in virtue of an act of adjournal, obtained decreet of the said lords, decerning David Caldwell of Nether Caldwell to pay the said Alexander two "laidis" of meal, and two cows, violently taken from him and detained by the said David; and for the violent ejection of the said Alexander from the third part of the landis of Caldwell, belonging to him in assedation; and also for the spoliation of his possession thereof, and the violent despoiling, away taking and detention from him of all his grain, cows, utensils, and other goods, extending in whole to the sum of 400 merks money: And, in like manner that Thomas Kerswell and Alexander Caldwell, in virtue of the foresaid act, by the said decreet, obtained from the said David five cows, and some corn taken away by him from them, from the lands of Braketh, extending to the value of 100 merks; to which sums and goods they constituted the said William Semple their assignee: nevertheless, the aforesaid David deferred payment of the said goods and money to the said William as assignee thereto, unless he was compelled: charging therefor the sheriff to take cognisance of the matter, and if needful, to distrain the goods, or apprise the lands of the said David Caldwell for the amounts contained in the foresaid decreet: upon which mandate the said sheriff, by his precept directed to Alexander Pinkerton, his serjeant and officer, caused both the aforesaid parties to be summoned, on fifteen days' premonition, to compear before him or his deputies in the court of the sheriffdom of Renfrew, to be held by him or them at Cristewell in Innerkip, on the 9th day of March, 1531, to hear and see cognition taken in the aforesaid cause: on which day the sheriff, and William Hamilton, his depute, fenced a court at the said place, for taking cognition accordingly: and called both the said parties before him, the foresaid David being oft times called, but not compearing, the said William Semple compeared by the aforesaid Gabriel, his procurator, to that effect lawfully constituted, as the letters of procuratory shown, read and admitted in judgment, propoited; and requested the sheriff to put the King's letters to due execution: and then the sheriff and his depute in his name, referred the aforesaid cause to the knowledge of the persons cited on inquest, and sworn and admitted in judgment,—namely, John Semple of Foulwod, George Montgomery of Skelmorlie,

James Craufurd of Spango, William Craufurd in Cartsburn, George Houstoun of Park, Alexander Hamilton, James Lindsay, Archibald Craufurd, William Semple in Blackburn, William Wardane, George Lindsay, John Stewart, John Holme, Vedast Wilson, and William Gawe ; who, having maturely considered the said cause, with the letter of assignation and decreet aforesaid, compeared, and delivered, that Alexander Spere, Thomas Kerswell, and Alexander Caldwell, appointed the said William Semple their assignee in and to the sums and goods contained in the said decreet ; and therefor ordained him to be thankfully paid of the same, according to the tenor of the said decreet and assignation : which deliverance the sheriff, and his depute in his name, ordained to be put to due execution : and accordingly, on the eleventh day of March, the aforesaid officer went to the lands of Caldwell, pertaining to the said David, lying within the shire of Renfrew, and there caused search to be made for goods distrainable for the aforesaid sums ; but none being found, the said officer, on the same day, upon the ground of the said lands, and on the fourteenth day of the same month, at the market cross of the burgh of Renfrew, made public proclamation that the said lands would be appraised in a court to be held in the tolbooth of the burgh of Renfrew, on the ninth day of April thereafter, to which the said David Caldwell, and all others having interest, were cited ; on which day, the said Sheriff, and John Semple, his depute, compeared and fenced a court for appraising the said lands : which court, with consent of parties, was continued to the sixth day of May following : on which day, John Robisoun, burgess of Renfrew, and sheriff depute thereof, compeared in the tolbooth, and there fenced court for appraising of the said lands, and an annual rent of twenty-five merks to be uplifted therefrom yearly, by twelve worthy persons lawfully cited to that effect, and sworn by the great oath, according to the tenor of the act of parliament, upon the appraising of the said lands, for the aforementioned sum of five hundred merks, which was accordingly done : the said David Caldwell and others interested, though duly cited and waited for during the lawful time of day, did not compear : which appraising having been thus duly made, the sheriff caused his officer aforesaid, to offer by public proclamation at the door of the tolbooth, the said annual rent for sale, to the aforesaid David Caldwell, or any other person whatsoever, willing to buy the same for the said sums ; and because no one was found willing to buy the annual rent for the amount stated, the said John Robisoun, his depute, in his name, sold and assigned the same to the aforesaid William Semple, assignee, for payment of the sums for which it

was apprised, to remain with him and his heirs heritably, to be held by them of the King, as Steward of Scotland, in chief, according to the tenor of the royal charter : the King, therefore, gave and granted all and whole the aforesaid annual rent, to be uplifted yearly from the lands of the said David Caldwell, to the said William Semple, his heirs and assignees heritably, assuming them as heritable tenants thereof, and depriving the said David Caldwell of the same annual rent, in virtue of the aforesaid act of parliament : To be held in fee and heritage, for the services due and wont for the said lands and annual rent ; but decerning and ordaining that the said David Caldwell should have full and free regress and ingress in and to the said annual rent when he should pay to the said William Semple the aforesaid sums, providing he should make payment thereof within seven years next after the date of this charter.

Given under the great seal at Edinburgh, 5th October, 1532.

84.—*Act upon the Mutual Assurance of the Cunninghams and Semples not to molest one another.* [21st August, 1533,]¹

In presens of the lordis of counsaile comperit Cuthbert erle of Glencarn, William maister of Glencarn, Alexander Cunyngham son and apperand air to the said maister Andro Cunynghame, brothir to the said Alexander, William Cunynghame of Glengarnok, Cunyngham of Cunynghameheid, Jhone Cunynghame of Caprintoun, David Cunynghame of Robertland, Gabriel Cunynghame son and apperand air to vmquhile William Cunynghame of Craganis, Robert Cunynghame of Aikheid, James Cunynghame in Mongreane, and Buchquhannan of that ilk on that one part, and William lord Simple, Robert maister of Simple, William Simple of Thridpart, Niniane Simple, Petir Simple, sons to the said lord Symple of Foulwod, Simple his sone and apperand air, and Mathow Simple on that vthir part, and thair ilkane of the saidis partyis assouerit vtheris and be the tenour herof assoueris vtheris in the best form that ilkane of the saidis partyis thair kyn frendis men servandis tenentis, adherentis and part takaris for thame selfis, and all that thai may lett to be vnhurt vnharmit vnmolestit vntrublit vnpersewit or invadit in thair persouns landis gudis housis stedingis rowmys or possessiounis by the law onto the xxv. day of November nixt tocum inclusive, vnder the panis of perjure infamite in-

¹ *Acta Dom. Concilii et Sessionis*, Vol. III., fol. 59.

habilitie of thair persouns, and nevir to brok honour name nor fame in this realm nor vtwith, and this assouerance to be insert in the bukis of counsale, and to haue the strenth of the decret of the lordis of counsale. The quhilk decreit the lordis of counsale ratifyit and appreuit and interponit thair auctorite thairto, and ordanis lettrez be direct to command and charge, compell and distrenze every of the saidis partyis for fulfilling heir-of in form as efferis.

85.—*Action against William, master of Semple for complicity in the slaughter of William Cunningham of Craigends.* [17th November, 1533.]¹

Anent the suplicatioun gevin in be the kin and freindis of vmquhile Cunynghame of Craganis, That quhair thai traist the lordis of counsale knowis that thai haue this Monunday the xvij day of November instant affixt to thame for the accusatioun and persute of the personis beand vpoun the pannall dilatit for art and part of the slauchtir of the said vmquhile Williame, and as thai knaw sickirly the Kingis grace is of gude mynd and hes writtin to the saidis lordis that justice be done in the said actioun, and that vnsuspect jugis and assissouris be sett to the samin. And the erle of Ergile is generale Justice, quhilk is nocht Juge competent committit to thame becaus the maister of Simple the quhilk is to be accusit this day for art and part of the said slauchtir and the said erle standis in tendernes of blude as thrid and thrid of consanguinite as thai sall rek-kin, and for vthir causis as salbe schewin to the saidis lordis and als thai ar to thole law the said day and the said erle is verray suspect to sit as Justice quhen thai ar accusit for the causis forsadis, and als becaus he takkis plane part in thair contrar, and now thai advertis the saidis lordis that the said erle is suspectt to be Juge in the said mater or his court fensit for gif the samin be fensit in his behalf and his assissouris and tha proponit ony exceptioun aganis the inhabilitie of his persoun he beand Juge, the court war castin and this process tynt The quhilk is rycht pre-judiciale to thair actioun as at mair lenth is contenit in the said suplicatioun, And anent our souerane lordis writing presentit to the saidis lordis be Williame maister of Simple the tennour followis : Chancellor and lordis of our counsale we grete yow wele florsamekle as anent this day of law to be haldin vpoun my lord Simple, his son, and compieis, It is our will that justice be ministrat equalite without parcialite, Herfor we exhort and

¹ *Acta Dom. Concilii et Sessionis*, Vol. III. fol. 80.

als requiris gif uthir of the saidis partiis hes ony relevant causis of suspicion aganis ony our officiaris and ministeris of Justice for the tyme that ye remufe sick personis suspect gif ony be and putt vtheris in thair place for equale justice to be ministerit as thai and ye will ansuer to God and ws and that this be done with the best expeditioun ye may gudelie; Subserivit with our hand at Cowper, the xiiij day of November, and of our regne the xxj yeir. It wes allegit be Williame master of Glencarne that the said erle of Ergile wes suspect to sitt himself as Juge in the said mater becaus sen the last court of Justiciarie the said erle of Ergile hes ressavit David Simple and vtheris beand at the said slauchtir within the place and toun of Dunnane, And als the lord Simple and master of Simple his son hes sen the said last court gevin thair bandis of maurent to him, and he hes sen syne solistit for the wele of the said lord and master and thair freindis and for the wele of thair actionn in prejudice of the said master of Glencarne, his freindis, and thair actionn, quhairthrow he wes suspect to be Juge to thame, Tharfor the lordis counsalis the said erle of Ergile the said allegiance beand sufficientlie previt, to remufe him self to sitt as Juge in the said mater, bot that he depute ane depute vnsuspect vnder him to sitt and do justice thairin, becaus it is vnderstand to the Lordis that the allegiance forsaid is relevant, the samin beand previt as said is.

(Eodem die).¹

Comperit Gelis Campbell, Lady Cragganis, and Gabriell Cunynghame, lard of the samin, executouris of vniquhile Williame Cunynghame his fadir, and constitut Maister Henry Lawder cum ceteris curie in the actionn movit be thame aganis Jhone Symple of Fulwod and in all vther actionis cum potestate substituendj et provisit de rato.

86.—*Continuation of same Action.* [22nd November, 1533.]²

Anent oure souerane lordis lettres raisit at the instance of Gabriell Cunynghame, sone and air of vniquhile Williame Cunynghame of Cragganis, and William Cunynghame of Glengernok, Aganis Williame lord Sympill, That quhair it is nocht vnkawin to the lordis of counsale that laithlie the said Williame lord Simple, schereff of Renfrew, his sonis frendis

¹ *Acta Dom. Concilii et Sessionis*, Vol. III., fol. 82.

² *Ibid.*, Vol. III., fol. 86.

and complices of his causing and command cruellie slew the said vnquhile Williame Cunynghame, fader to the said Gabriell, and thair of the law is suspect to be Juge to thame or ony vtheris thair kin frendis allia or part takeris of ony of thair actionis or caussis, Nevirtheles as thai ar informyt the said scheref of Renfrew intendis to call thame and vtheris thair frendis, tennentis and seruandis to his scheref courtis, and to hauld thame in dailie trubbill thairthrow, howbeit thai dar nocht compeir befor the said schereff for feir of thair livis without thai cum with sic convicacioun and gadderang of thair frendis as thai will be servit quhilk wilbe occacioun of gret inconvenientis amangis thame, And thairfor to heir the saidis Gabriell and Williame Cunynghame thair kin freyndis allia part takaris tenentis and seruandis be decernit be decret of the lordis of counsale to be exemit fra the said scheref his deputis office and jurisdiction, and fra all compering to ony his courtis in tyme cuming for the caussis forsaid and vtheris lik as at mair lenth is contenit in the saidis lettrez, The saidis partyis being personaly present the said Williame lord Simple of his awin consent at the desir of the lordis of counsell and with consent of the said Gabriell and Williame hes creat and deput vnder him Jhone Houstoun of that ilk and Williame Flemyng of Boghall as schereff deputis of the said scherefdom of Renfrew and to sitt in the town of Renfrew and minister justice to the saidis Gabriel Cunynghame and Williame Cunynghame thair kin frendis allia parttakaris tenentis and seruandis in all thair actionis caussis and quarellis that sal happin to occur befor the saidis Jugis and to fence courtis als oft as neid beis to that effect for the caussis abonewritin, And lettrez to be direct herapon.

87.—*Action against Gabriel Simple of Ladymure and others, for spoliation.*
[1st December, 1533.]¹

Continewis the summondis rasit at the instance of Jhone Merschell, elder of Lochlebosyde, and Jhon Merschell, yonger, his son, aganis Gabriell Simple of Ladymur. Williame Craig, Patrik Craig, Thomas Craig, Robert Sproul, and Thomas Burn. for the wrangnis violent and maisterfull spoliation be thame self thair seruandis, and complices in thair names, and being with thame in company of thair causing command assistance and ratihabitounne away taking resetting and withholding fra the saidis Jhon and Jhon recently out of the placis following of thir gudis vnder

¹ *Acta Dom. Concilii*, Vol. III., fol. 102.

specifyit pertening to thame as thair awn propir gudis and than being in thair possessioun apoun the saidis landis, That is to say, fra the said Jhon Merschell elder furth of the landis callit the Heid of the Syde with the pertinentis liand within the scherefdom of Renfrew, thre ky price of the pece l^r and divers vtheris gudis lik as at mair lenth is contenit in the said summondis in the samin form force and effect as it is now, but prejudice of party onto the xx day of Januer nixt to cum with continewacioun of dais, And ordanis the said Jhon and Jhone to have lettrez to summond sic witnes and probatioun as thai haif or will vse for preving of thair summondis agane the said day and that the party be warrit of this continewatioun to heir the witnes sworn, The said Jhon and Jhone Merschell being personaly present and the said Gabriel Simple and the remanent of the persons abonewrittin being lauchfully summond to this actioun oftmeiz callit and nocht comperit.

88.—*Continuation of the same Action.* [20th January, 1533-4.]¹

Anent the summondis raisit at the instance of Johnne Merschell elder in Lochlebosyde and Johnne Merschell younger his sonn, aganis Gabriel Simple of Ladyrnur, William Crag, Patrik Crag, Thomas Crag, and Robert Spreule, ffor the wrangnis violent and masterful spoliacioun be them self their seruandis and complices in thair names and being with thame in company of thair causing command assistance and ratihabitoun awaytaking and withhalding fra the saidis Johnne and Johnne of thair gudis vnderwrittin pertenyng to thame as thair awne propir gudis and than being in thair possessioun vpoun the saidis landis, That is to say, fra the said Johnne Merschell elder furth of the landis callit the Heid of the Syde with the pertinentis liand within the scherefdom of Renfrew of iij. ky price of the pece l^r and broun hors pryce iij^{li}^{bs} and gray meir pryce xl^s four mylk yowis pryce of the pece vj^s fra the said Johnne Merschell younger and twa handit sword pryce vj merkis, and fra the said Johnne Merschell elder furth of the landis of Arthurlie with the pertinentis and black hors pryce vij merkis as at mair lenth is contenit in the said summondis. The saidis Johnne Merschell and his sonn being personaly present and the [said] Gabriell Simple and his collegis comperand be master Thomas Majoribankis thair procuratour thare rychtis resonis, etc. The lordis of counsaile assolzeis the saidis Gabriell Simple, Williame Crag,

¹ *Acta Dom. Concilii*, Vol. III., fol. 163.

Patrik Crag, Thomas Crag, and Robert Spruele, fra the peticioun of the said Johnne Merschell elder tutehing the spoliatioun and awaytaking of the forsaidis gudis, And decernis thame quyte thairfra in tym tocum, Becaus the saidis gudis wes poyndit be vertew of the schereff of Renfrewis precept past vpoun ane Rohment of court as the samyn schewin and producit befor the saidis lordis proportit and bure, And als decretis and deliveris that the said Gabriel Simple and his collegis sall restor and deliver to the said Johnne Merschell ane twa handit sword als gude as it wes the tyme it wes takin becaus it wes clerelie vnderstand to the saidis lordis that the samin pertenit to him and wes spilzeit fra him be thame, and lettres to be direct hereupon as efteris.

89.—*Obligation by William lord Semple to Mr. Thomas Marjoribanks and his spouse, to warrant their possession of the Mains of Glasfurd. [1st March, 1534-5.]*¹

In presens of the lordis comperit William lord Simple and Johnne Strueling of the Kere Knycht on that ane pairt and Maister Thomas Marjoribankis burges of Edinburgh on that vther pairt, and gaif in this appunetament and obligatioun underwrittin desirand the samin to be insert in the bukis of counsale and to have the strenth of ane act and decrete of the lordis thairof and lettres to be direct to command and charge, compel and distrenze every ane of the saidis personis for the fulfilling thairof in forme as efteris. The quhilk desire the lordis thoelt resonable, and ordanis the said obligation and appunetament to be insert in the bukis of counsale and to have the strenth of ane act and decret of the lordis thairof and lettres to be direct, to command and charge, compell, and distrenze every of the saidis partiis for the fulfilling of the samin off the quhilk obligatioun [the] tennour followis :—Be it kend till all men be thir present lettres me William lord Simple to be bundin and oblist and be thir present lettres and the faith and treuth in my body lelelie and trewlie bindis and oblissis me, my aris, successouris, and assignais to ane honorable man Maister Thomas Marjoribankis burges of Edinburgh and Janet Purves his spous thair airis and assignais That forsamekle as I have sauld and analyit heretably be charter and sesing to the saidis Maister Thomas, Janet his spous in conjunct infetment and to the airis

¹ *Acta Dom. Concilii*, Vol. VI., fol. 61. The record of this document is in some parts worn away.

lauchfullie gottin or to be gottin betuix thame quhilkis failzeand to the nerrest lauchfull aris or assignais of the said Maister Thomas quhatsumevir all and hail that aucht merkis worth of my landis of the manys of Glasfurd auld extent quhilkis Alane Vr, James Fairlie, Williame Merscheale, and Willzeame Wilsoun now occupys Togidder with twenty thre schilling and four penny worth of my landis of the estir quarter of Glasfurd auld extent quhilk Johnne Mercheale now occupys and lies in maling the day of the dait of thir presentis extending in the hail to nyne merkis and ten schilling worth of auld extent with thair pertinentis lyand within my barony of Glasfurd and scherefidome of Lanrik, off the quhilkis nyne merkis and tene schilling worth of land auld extent with their pertinentis five of thame and x^s now occupyt be the saidis Alane Vr and James Fairlie, Johnne Merscheale pertemit to the saidis Maister Thomas and Janet his spons heretablie of before and the samin resignit be thame purelie and simple in my handis and all rycht and clame etc. Quhilkis landis abone-writtin with thair pertinentis ar haldin of me my airis and assignais in fre blanche ferme for ane penny like as at mare lenth is contenit in my charter maid and gevin to thame thairupoun Heirfor I bind and obliiss me my airis successouris and assignais faithfullie as said is to warrand the saidis aucht merkis worth of the landis of the manys of Glasfurd togidder with the said twenty thre schilling and four penny worth of the saidis landis of the estir quarter of Glasfurd auld extent with the pertinentis to the [said] Maister Thomas, Jonet his spous thair airis and assignais forsaidis . . . ward relief nonentres recognitionis and forfaitour for ony . . . past before the dait heirof or to cum and fre of all takkis . . . life-rentis wodsettis conjunct infefmentis or infefmentis quhatsumevir [maid] or gevin to ony vther persoun . . . or personis before the dait of thir presentis . . . that thai may brouk the samin efter the tenore of my said charter of blanche ferme maid to thame thairupoun. And gif it sallhappin the forsaidis landis to fall in ward or to cum in our souerane Lord the Kingis handis or his successouris be ony of the resonis or causis abone writtin in that cays I my airis or successouris sall content and pay yeirlie to the said maister Thomas, Jonet his spouse the langer levand of thame twa thair airis or assignais als mekle proffett and availis in malis fermes gerssumes and vther deweteis as thai mycht have had thairof and thair . . . broukit the samin efter the tenore of my said charter of blanchefirme maid to thame thairupoun induring all the tyme and space that the samin landis sallhappin to be in thair handis vnredemit. And gif it sallhappin as God forbeit me my airis successouris

or assignais to failze in the [premises] or ony ponete or part thair of contrar the tenore and effect abonewrittin in that caus I sal content and pay to the said Maister Thomas, Jonet his spouse the langer levand of thame twa thair airis or assignais the sovme of sevine hundieth merkis vsuale money of Scotland for costis skaithtis dampnage expens and interes that thai sall happin sustene in default of non fulfilling of the premissis and the said sovme to be payit haill and togidder in ane sovm in the brugh of Edinburgh within twenty days next eftir the brek of this present obligatioun or ony poynt or part thair of be maid knawin contrar the tenour and effect abonewrittin nochtwithstanding this contract in all poyntis abone specifeit standand in effect. Attoure I sall act my self with Sir Johnne Struiling of Keir Knycht conjunctlie and severalie to the said Maister Thomas, Jonet his spous thair airis and assignais abonewrittin to caus thame be thankefullie payit yeirlie of iij^{xx} xvij. bollis of wittale for the saidis landis. That is to say xxv. bollis in beir and liij. bollis of mele gud and sufficient stuf induring all the tyme and space that the samyn landis sal happin to be in thair handis vnredemit and that samyn is and salbe samekle worth yeirlie to thame fre and als that the saidis Maister Thomas, Jonet and thair airis forsaidis sall peaceablie brovk and joys the saidis landis conform to this obligatioun in all poyntis as is abone specifijt and for sure keping and fulfilling of all poyntis contenit thairintill I and the said Johnne salbe ackit in the bukis of our souerane lordis counsale conjunctlie and severalie renunsand the benefite of divisioun oblisand ws and our airis till fulfill the samyn in all poyntis to the saidis Maister Thomas, Jonet his spouse and thair airis forsaidis and that the samyn sall haif the strenth of the saidis lordis decrete and lettres to be raisit thairupoun siclike as it war ane decret gevin be thame. In witness heirof we the said Williame lord Sempil and Johnne Struiling of the Kere Knycht hes subservyt this contract with our handis at Edinburgh the xx. day of Februar the yeir of God J^m v^o xxxiiij. yeris.

*1st March, 1534-5.*¹

Johnne Struiling of the Kere Knycht askit Instrumentis that Williame lord Sempil bund and oblist him be the ostentioun of his hande to freitht releif and kepe him skaithles tweeching the mater abonewrittin at all handis but fraud or gyle.

¹ *Acta Dom. Concilii*, Vol. VI., fol. 62.

90.—*Action by William lord Simple against John lord Lile, for stopping an apprising on the lands of Duchal. [8th March, 1534-5.]*¹

Anent our Souerane lordis lettrez purchest at the instance of William Lord Simple, aganis Jhone lord Lile, quha lay cursit at the said Williamis instance xl. dais for non pament to him of the sowm of lix. ^{lib.} quhairupon he complenit to the lordis and optenit lettrez to apprise the said lordis landis and gudis, thairfor conform to the act of parliament maid apon cursit folkis be vertu of the quhilk ane officiar past and poyndit the said lordis gudis and deliverit the samin to the said William, and syne he apprisit certane cornis of the saidis lordis being in his bernzard of Douchale for the remanent of the said sowm, and left the samin standand in the said yard, and the said lord than allegiand that he had pait the said sowm, confederat with the officiar, and gat the said William lord Simpleis lettre of cursing fra him; and than the said John understanding that the said William had nocht the said cursing to shaw gart summond him incontinent befor the lordis and produce the saidis lettrez allegiand thame nocht conform to the act of parliament, and charging him and the said officiar to ceis fra intrometting with the cornis that war apprisit to ane certane day: and in the meyntyme the said lord hes intromettit and disponit apon all the cornis that war apprysit And als he hes and withheldis fra the said William the said cursing, and will nowther deliver the samin agane to him nor yit mak sum pament of samekle of the said sowm as he wantis that the saidis lordis cornis war apprysit for to him likas at mair lenth is contenit in the saidis lettrez The said William lord Simple being personaly present and the said Jhon lord Lile being lauchfully summond to this actioun oftimez callit and nocht comperit. The lordis of counsell decernis and ordanis lettres to be direct simpliciter, chargeing the said Jhon lord Lile to deliver agane to the said William lord Simple the said cursing dewlie execut and indorsat as the said lord resavit the samin fra the said officiar, or ellis to mak the said William full pament of the sowm contenit thairin, because the said lord Lile wes chargit thairto of befor to have done the samin, or else to have comperit befor the lordis and schavin ane resonable caus quhy he suld nocht do the samin, with certificationoun to him geif he failzeit thairin lettrez wald be direct simpliciter in the said mater chargeing him to the effect forsaid, and hes falzeit thairin, as wes clerly vnderstand to the saidis lordis.

¹ *Acta Dom. Concilii*, Vol. VI., fol. 80.

- 91.—*Act of the Lords of Council for an authentic copy of the Marriage Contract of Robert, Master of Semple, with Margaret Crichton, to be delivered to Campbell of Lundy.* [28th July, 1534.]¹

The lordis of counsell decernis and ordanis the contract and obligation of vmquhile Jhone lord Simple that last deceist and vmquhile Sir Adam Crechtoun of Ruthvennis, Knycht, anentis mariage to have bene contractit betuix Robert, now maister of Simple, and vmquhile Margret Crechtoun, dochter to the said vmquhile Adam, now remaning in the registre, to be copyit auctentikly, and the samin to be deliverit to Jhone Campbell of Lundy, Knycht, for his enteres, Dame Isobell Gray, his spous, and William Crechtoun, executouris testamentaris to the said vmquhile Adam Crechtoun on thair expenss.

- 92.—*Protest for William lord Semple against John lord Lyle, for not compearing in the action raised by the latter against him.* [10th December, 1534.]²

In presens of the lordis of counsell comperit Maister Thomas Marjoribankis, procuratour, for William lord Simple, Alexander Huton for his enteres, and producit the copy of our souerane lordis lettrez rasis be Jhone lord Lile aganis thame for production of lettrez and schew that he had in thair names lang awatit upon the calling thair of Nochttheles the said lord Lile will nocht gar call the samin als lang as the said procuratour or the party is present, the day thair of being of lang tyme bipast Therfor protestit that thai suld nocht be haldin to answer to the saidis lettrez onto the tyme thai war of new summond and thair expenssis refoundit to thame The quhilk protestatioun the lordis admittit.

- 93.—*Act in favour of John lord Lyle, in the suit against him by lord Semple.* [21st April, 1535.]³

Assolzeis Jhone lord Lile fra the peticionn of William lord Simple tuching the deliverance of ane lettre of cursing deulie execut and indorsat for the sowm of lix^{li} upon the said lord Lile at the instance of the said William, and fra the effect of ane act gevin be the lordis of counsell in the

¹ *Acta Dom. Concilii et Sessionis*, Vol. V. fol. 91.

² *Ibid.*, Vol. V. fol. 188.

³ *Ibid.*, Vol. VI. fol. 107.

said mater, and execucion of all lettres maid be vertu thairof, and decernis him quyte thairfra in tyme to cum. Becaus the said lord Lile deliverit the saidis lettres of cursing to the said William lord Simple in presens of the saidis lordis. And lettres to be direct.

94.—*Decreet at the instance of William lord Simple against John lord Lyle. [25th June, 1535.]*¹

Anent our souerane lordis lettres purchest at the instance of William lord Simple aganis Johne lord Lyle. That quhare the said Johne of verray malice and invy purchest lettres in the name and behalf of the kin and friendis of vnguhile Johne Caufurd of Partik dilatand him of the said vnguhile Johnis slaughter and thairwith hes gart James Sowter his seruand quha hes na power committit to him thairintill charge him to find souerte to vnderly the law thairfor, quhilk souerte he fand in dew tyme to the Justice Clerk, and vasit the act of adjornale thairpoun, to have intimat the finding thairof to the said James, pretendit executour of the saidis lettres, and he for evill of the said William lord Simple absentit him self sua that he could nocht be gottin to be advertist of the samen and sensyne now luttie the said Johnne lord Lyle hes causit the said James to putt the said William lord Simple to the home wranguislie. And anent the charge gevin to the said Johnne lord Lyle to produce the saidis lettres to be sene and considerit gif thai be putt to dew executioun or nocht and the said lord decernit to be relax fra the process of the home, as at mair lenth is contenit in the saidis lettres. The said William lord Simple comperand be Maister Thomas Marjoribankis, his procuratour, and the said Johne lord Lyle beand summond to this actionn oftymes callit and nocht comperit. The lordis of counsail decernis the lettres purchest be the said Johne lord Lyle in the said mater to be vnordourly procedit, and thairfor ordanis the effect of thame to ces in tyme to cum. Becaus or he wes putt to the home he had findin the said souerte to the Justice Clerk like as the extract of adjornale thairpoun schewin and product before the saidis lordis proportit and bure. And als becaus the said James Sowtar, executour of the saidis lettres, wes nowthir schereffis officiar nor officiar to the Kingis grace, and sa had na power thairto. And thairfor ordanis lettres to be direct simpliciter to relax the said William lord Simple fra the proces of home led vpoun him in the said mater ressave him to our souerane lordis pece and deliver to him the wand thairof according to justice.

¹ *Acta Dom. Concilii et Sessionis*, Vol. VI. fol. 145.

- 95.—*Obligation by William Lord Simple and others to warrant the infeftment granted by John Stirling of Keir, Knight, to Gilbert Lauder and his spouse, of the lands of Ratho. [18th December, 1535.]*¹

In presens of the lordis of counsale comperit William lord Simple James Coluile of Estweymys Knycht comptrollar to our souerane lord and Johne Crechtoun of Ruthvenmys on that ane part, and Gilbert Lawder burgis of Edinburgh for himself and Isabell Mauchane his spous on that vther part, and gair in this contract band and obligatioun underwrittin desirand the samin to be insert in the bukis of counsale and to have the strenth of ane act and decrete of the lordis thairrof The quhilk desire the lordis thocht resonable and ordanit the said contract band and obligatioun to be registrat in the bukis of counsale and to have the strength of ane act and decret of the lordis thairrof and lettres to be direct to command and charge compell and distrenze every of the saidis partiis for the fulfilling thairrof in form as efteris off the quhilk the tennour followis Be it kend to all men be thir present lettres ws William lord Simple James Coluile of Estweymys Knycht comptrollar to our souerane lord and Johne Crechtoun of Ruthvenmis cautioneris and sourteis for ane honorable man Johne Struiling of the Keir Knycht to be bundin and oblist and be thir present lettres the faithis and treuthis in our bodeis lelelie and trulie bindis and oblissis ws conjunctle and severalie to ane honorable man Gilbert Laudar burgis of Edinburgh and Isabell Mauchane his spous thair airis and assignais that forsamekle as our weilbelovit freynd Johne Struiling of the Keir Knycht hes sauld and annaliit heretablie be chartir and sesing to the saidis Gilbert and Isabell in conjunctefestment and to the airis lauchfully gottin or to be gottin betuix thame quhilkis failzeing to the nerrest and lauchfull airis or assignais of the said Isabell quhatsumevir all and hale thai sax oxingangis of his landis in Ratho quhilkis thir personis now occupiis and hes in making the day of the daif of thir presentis That is to say James Wynren four oxingang and Robert Wilkesoun twa oxingang with thair pertinentis lyand in the toun and territory of Ratho within the Scheref-dome of Renfrew be annexatioun, and for warrandice of the samin the said Sir Johne is oblist to thame to caus twa thre or four sufficient landit men that the said Gilbert salbe contentit with to be bundin and oblist in the best forme of warrandice Heirfor we bind and obliss ws conjunctle and severalie as said is and our airis to warrand the forsaid vj oxingang

¹ *Acta Dom. Concilii et Sessionis*, Vol. VII, fol. 59.

of land in Ratho with thair pertinentis to the saidis Gilbert and Isobell his spous thair airis and assignais abonewrittin fra all wardis releves nonentres recognitionis forfaltouris conjunctfeis terces lifrentes alienationis and all vtheris exactionis quhatsumevir exceptand the ward nonentres and relef that salhappin to fall of the air or airis of the said Gilbert and his spous quhen the samin salhappin to fall throw thair deces And in speciale sall warrand the saidis landis at the handis of Patrik Menteith of Ratho and his airis fra quhom the saidis vj oxingang of land ar apprysit and all vtheris handis quhom it esleris sua that the saidis Gilbert, Isobell his spous thair airis and assignais abonewrittin may peceablie brouk and jois the samin efter the tennour of the said Johnis infeftment maid to thame thairupoun and ay and quhill the samin be lauchfully redenyt fra thame be vertu of thair reversioun maid be thame thairupoun And gif it happinnis the saidis vj oxingang of land with thair pertinentis to be recoverit fra thame be the law be the said Patrik Menteith his airis or ony vtheris personis havand rycht thairto be ony of the ressones or causis abonewrittin or yit to cum in our said souerane lordis handis or his successouris ethir be ward relef nonentres recognitionioun forfaltour or ony vther maner of way exceppand befor exceptit quharthrow the saidis Gilbert and Isobell his spous thair airis nor assignais may nocht brouk the saidis vj oxingang of landis of Ratho with thair pertinentis efter the tennour of the said Infestment maid to thame thairupoun In that cace we sall infest the saidis Gilbert Isobell his spous thair airis and assignais in alsnekle als gude landis lyand in als competent place and of als grete avale be yeir in all proflietis as the said vj oxingang of land extendis to And becaus sesing of the samin sax oxingang of land may nocht be takin be the saidis Gilbert and Isobell his spous quhill our said soverane lordis confirmatioun be optenit and sped vpoun the said Infestment, heirfor quhat tyme or how sone it salhappin the saidis Gilbert Isobell his spous thair airis or assignais to tak sesing of the saidis landis now as than and than as now we obliiss ws and our airis to warrand the samin to thame in maner and forme as is abonewrittin, and herto we bind and obliiss ws conjunctlie and severalie our airis executouris and assignais to the saidis Gilbert Isobell his spous thair airis executouris and assignais in the maist strat forme and sicker stile of Obligioun that can be devisit but fraude or gile na remeid nor exceptioun of law canone civile or vther quhatsumevir to be proponit in the contrar Attour we ar contentit to be aetit in the bukis of counsale of our said soverane lordis for observing and fulfilling of this our obligatioun eftir the tennour thairof and the act to

have the strenth of thair decreete with executorialis to be raisit thairupoun in dew forme as efteris. In witnes of the quhilk thing to thir our lettres obligatouris subscrivit with our handis our selis ar affixt At Edinburgh the fift day of Decembir the yeir of God J^m. v^o. xxxv. yeiris befor thir witnes James Erskin, Thomas Lermonth, Andro Guthrie, and Thomas Byschop, notar with vtheris divers.

96.—*Action by John lord Lyle, against Gabriel Symple, for spulzie of escheat goods.* [19th November, 1537.]¹

Anent the Supplication gevin in be Jhone lord Lile aganis Gabriel Symple, That quhar the said lord hes be gift of our souerane lord be his lettres vnder his prive sele the eschete guidis of the said Gabriel and profittis of his landis during the tyme of his being at the horn as the saidis lettres beris. Nevirtheles the said Gabriel allegiand that he and James Lyle his sone hes spulzeit and takin fra him of the saidis eschete, gudis, and profittis, certane lettres, writingis, and vther gudis, to the avale of x^m lib. hes purchest ane commission vnder the quhite wax to James Jhonston, massinger, and vtheris, makand thanne Schereffis of Renfrew in that part to call the partyis and tak cognitioun thairupoun in the tollbuith of Edinburgh, quhilk commission is purchest be sinister and wrang information the said lord and his sone the Kingis advocat for his enteres for defence of the said eschete nevir being callit thairto and is vnordourly procedit. And anent the charge gevin to the said Gabriel to produce the said commission to be sene and considerit geif it be ordourly procedit and of justice and of trew numeratioun or nocht likas at mair lenth is contentit in the said supplicatioun, Baith the saidis partyis being personally present, The lordis of counsale with consent of party advocatis the mater forsaid to thame selfis becaus it concernis the Kingis Gracis rycht and gift of eschete and assignis to the saidis partyis the x. day of December next tocum with continewatioun of dais to heir it procedit in the said mater siclik as it suld have bene procedit befor the Schereffis contentit in the said commission, And ordanis thame to produce sic writtis rychtis resonis and documentis as ilkane of thame hes or will vse for thair defence in the said mater, And dischargis the Schereffis contentit in the said commission of all proceeding thairin [and the] partyis presentis ar warnit herof apud acta.

¹ *Acta Dom. Concilii et Sessionis*, Vol. IX., fol. 18.

97.—*Counter Action by Gabriel Semple, against Lord Lyle, in regard to said escheat goods. [20th December, 1537.]*¹

Anent the mater persewit be Gabriel Simple aganis Jhone lord Lile and his sone advocat befor the lordis of counsell, anentis the spulze of certane evidentis and vtheris gudis, and to be procedit befor thame siclik as it suld have bene procedit befor certane Schereffis contenit in ane commissioun purchest be the said Gabriel and ilkane of the saidis partyis to produce thair defensis in the said mater lik as at mair lenth is contenit in ane act maid be the saidis lordis thairupon. The saidis partyis being personally present, quhilkis producit thair clames aganis vtheris and ressavit be thame agane, The lordis of counsell continewis the said mater in the samin form, force, and effect, as it is now but prejudice of party onto the xxvij. day of Januar nixt tocum with continewatioun of daïs, And assignis to the saidis partyis, the said day of thair awin consentis, to comper and heir it procedit in the said mater and justice ministrat equally as accordis, And ordanis that na innovatioun be maid in the meyntyme, and to desist and ces fra all molestatioun and trubling of the tenentis quhill the said day inclusive, And the partyis presentis at warrit herof apud acta.

98.—*Continuation of same Action. [19th February, 1537-8.]*²

Anent the mater persewit be Gabriel Simple aganis Johne lord Lyle and his sone advocat befor the lordis of counsale anentis the spulze of certane evidentis and vtheris gudis, and to be procedit befor thame siclike as it suld have bene procedit befor certane schereffis contenit in ane commissioun purchest be the said Gabriel, and ilkane of the saidis partiis to produce thair defens in the said mater like as at mair lenth is contenit in the actis and lettrez maid thairupoun of befor. The said Gabriel beand personally present, and the said lord and his son beand warrit apud acta to this actioun oftymes callit and nocht comperit, The Lordis of Counsale continewis the said mater in the samyn form, force, and effect as it is now but prejudice of partj vnto the x. day of Marche nixtocum, with continuatioun of days, And ordanis the said Gabriel to have lettrez to summond sik witnes and probatiounis, and to produce sik writtis, rrehtis, and documentis as he hes or will vs in the said mater agane the said day, And in the meyntyme ordanis that na innovatioun be maid, and to desist and ces fra all molestatioun and trubling of the tenentis quhill the said day inclusive, and that the partj be warrit herof in forme as efteris.

¹ *Acta Dom. Concilii et Sessionis*, Vol. IX., fol. 87.

² *Ibid.*, Vol. IX., fol. 158.

99.—*Action by James Houstoun, against Gabriel Semple, for mutilation.*
[27th February, 1537-8.]¹

Anent the summondis raisit at the instance of James Houstoun aganis Gabriel Simple, William lord Simple, and Niniane lord Ross, as plegis and sourteis for him, That is to say, the saidis personis to heir and see the soun of iij^r merkis be modefyt be the lordis of counsale and thame or ather of thame decernit to pay the samin to the said James in assithment and amendis for the cruell mutilatioun of him at the Kirk of Kilbarchane, as at nair lenth is contenit in the said summondis The said James Houstoun beand personally present, quhilk intentit his action in the said mater aganis the said Gabriel alanerly, and the said Gabriel being personally present, quha allegeit that he had payt and satisfyt the said James for the said mutilatioun and causis contenit in the said act of adjournall, and offerit him to preve the samin, Tharfor the lordis of counsale assignis to the said Gabriel the xxvj. day of Marche nixtocum with continuatioun of days to preve his allegiance forsaid, And ordanis him to have lettrez to summond sik witnes and probatiounis and to produce sik writtis, rychtis, and documentis as he will vs for preving thair of agane the said day, and in the meyntyme continewis the said mater in the samin form, force, and effect as it is now but prejudice of partj, And the partj and procuratouris ar warnit herof apud acta.

100.—*Action by David Cunynghame of Robertland, against William lord Semple, for spoliation.* [2nd March, 1537.]²

Anent the summondis rasis at the instance of David Cunynghame of Robertland aganis William lord Simple for the wranguis, violent, and maisterfull spoliatioun be himself, his servandis, and complices in his name, of his causing command, assistance, and ratihabicioun, awaytaking and withholding fra the said David, in the moneth of July, the yer of God J^m v^c xx. yeris, furth of his place, houssis, and kirkland of Kilmawris liand in the barony of Kilmawris, within the balliery of Cunyngham and schereffdome of Air, of thir jowellis, silvir, gold, canzeit and vneunzeit, and vtheris gudis vnderwrittin pertening to him as his awn propir gudis and than being in his possessioun within his saidis houssis and landis, That is to say, ane dosun of gret silvir sponis weyand xxiiij. vneis, pryce of the

¹ *Acta Dom. Concilii et Sessionis*, Vol. IX., fol. 166.

² *Ibid.*, Vol. IX., fol. 172.

vnce xvj^s, with divers vtheris gudis, likas at mair lenth is contenit in the saidis summondis, actis. and lettrez maid thairupoun. The said David being personaly present, and the said Lord comperand be Maister Hew Rig, his procuratour, quhilkis partyis submittit thame baith to the lordis of counsell of befor as jugis, arbitratouris, and amicable componitouris, and thai to decyde upon the said summondis, amicably condorme to equite, conscience, and justice.

101.—*Continuation of Action between Gabriel Simple and James Houstoun, anent satisfaction to the latter for personal injury.* [28th March, 1538.]¹

Anent the term assignit be the lordis of counsale to Gabriel Simple aganis James Houstoun, to prove that the said Gabriel had satisfyt and payt the said James tuiching the assithment and amendis to be done to the said James for the forthocht felony and oppressioun done be the said Gabriell to him emand vpon him and hurtand him crewellie and mutilatioun of him that samyn tyme, as at mare lenth is contenit in the actis and lettrez maid thairupoun. Bayth the saidis pertijs being personalie present, the said Gabriell, to varife the said exceptioun, producit ane instrument under the signe and subscription manuale of Schir Johne Lumdy, notare publik, of the dait, at the Kirk of Kilbarchan, the xv. day of Decembare, the yere of God J^m. v^e. and xxiiij. yeris: the quhilk instrument the said James allegeit wes fals and fenzeit, and offerit him to imprev the samyn civile omne modo quo de jure potest. Therefor the lordis of counsale assignis to the said James, the x. day of Maj nixtoeum, with continuatioun of days for impreving of the samyn lauchfullie and sufficientlie in maner forsaid, and ordanis him to have lettrez to summond the witnessis insert in the said instrument; that is to say, Thomas Craufurd, younger lard of Auchinnamys, Robert Paterson, Mathow Kirkwod, Neill Murray, Johne Merschell, and James Kirkwod, and to summond sik vther vitnes and probatiouns, and to produce sic writtis, rychtis, and documentis as he will for imprevyng thair of agane the said day, and in the meyntyme continuys the said mater in the samyn forme, force, and effect as it is now, but prejudice of party and the partiis ar warnit hereof apud acta.

¹ *Acta Dom. Concilii et Sessionis*, Vol. X., fol. 9.

102.—*Action by Dame Isabell Gray, for reduction of a decret against Lord Semple. [7th April, 1538.]*¹

Anent the summondis rasis at the instance of Dame Isobell Gray, relict and executrice of vmquhile Adam Crechtoun of Ruthvennis Knycht, and Jhone Campbell of Lundy Knycht, hir spous for his enteres, aganis Johne Crechtoun, nevoy air and successour of vmquhile the said Adam, to heir and sie ane pretendit decret gevin be the lordis of counsale, of the date at Edinburgh, the xxv. day of Junii, the yer of God j^{re}. v. xxxiiij. yeris, decernand and deliverand that Williame lord Simple, sone and air to vmquhile Jhone lord Sympill, sall infeft the said Jhone Crechtoun as air and successour forsaid heretablie be charter and sesing in xx^{sh}. worth of his landis and heretage vnder reversion contenand the sowm of vij^{li}. merkis, payit be the said vmquhile Adam to the said vmquhile Jhone lord Symple in part of pament of ane mair sowme in name of toehir for the mariage to have bene contractit and completit betuix the said vmquhile Adamis dochter and the said Jhones nevoy, son and apperaud air to the said Williame lord Simple, as at mair lenth is contenit in the said decret be retrexit, rescindit, cassit, annullit, and decernit be decret of the saidis lordis to have bene fra the begynning, and to be in all tyme cuning of nane avale, force, nor effect with all that followit thairupoun for divers resonis and causis, lik as at mair lenth is contenit in the said summondis. The said Sir Jhone Campbell for him self and as procuratour for his said spous being personaly present, and the said Jhone Crechtoun being lauchfully summond to this action ofttimez callit and nocht comperit. The lordis of counsell retrexis, rescindis, cassis, annullis the said decret gevin for the said Jhone Crechtoun in maner forsaid, and discernis the samin to have beine fra the begynning and to be in all tyme cuning of nane avale, force, nor effect with all that followit thairupoun, becaus the said sowm of vij^{li}. merkis specifit in the said decret was gevin be the said vmquhile Adam to the said vmquhile Johne lord Semple in name of toehir for mariage to have bene contractit betuix Robert, now maister of Simple, and Margret Crechtoun, lauchfull dochter to the said vmquhile Adam, as apperis clerly be inspectioun of the Indenturis and Lettrez obligatouris maid thairupon; and becaus the said mariage falzeit in defalt of the said Williame lord Simple, and Robert, his sone, throw marving of the said Robert, befor the geving of the said pretendit decret, with an vther party, quhairthrow the forsaid sowm of vij^{li}. merkis pertenit and suld pertene to the executouris of

¹ *Acta Dom. Concilii et Sessionis*, Vol. X., fol. 34.

the said vmquhile Adam, considering the samin was dett quhilk consistit in money alanerly quale debitum communerandum venit inter bona mobilia precise, and nocht to the said Jhone Crechtoun as air to the said vmquhile Adam. Quherfor the said pretendit decret decernand the said Jhone Crechtoun as air forsaid to be infeft in xx. lib. worth of land vnder ane reversionn contenand the sowm of vij^e merkis, and swa in effect quhil' pament be made to him of the forsaid sowm is injustlie gevin as is clerly vnderstand to the saidis lordis. and lettrez to be direct geif neid be.

103.—*Decreet in the aforesaid Action.* [7th April, 1538.]¹

Decretis and deliveris that Williame lord Simple for him self and as air to vmquhile Johne lord Semple, his fader sall content and pay to Isabell Gray, relict and executrice of vmquhile Adam Crechtoun of Ruthvennis Knycht, Williame Crechtoun, his sone, alswa executour of the said vmquhile Adam, and Maister Jhone Campbell of Thornton, now spous of the said Isobell, for his enteres, the sowm of vij^e merkis vsuale money: Becaus the said vmquhile Jhone lord Simple and Williame, now lord Simple, his sone, appunetit with the said vmquhile Adam be certane Indenturis maid betuix thame, that Robert Simple, nevoy to the said vmquhile Jhone, and sone to the said Williame lord Simple, and falzeing of him be deceis the nixt lauchfull son and air of the said vmquhile Williame suld contract mariage with Margret Crechtoun, dochter of the said vmquhile Adam, or with ane vther lauchfull dochter of his, as at mair lenth is contenit in the saidis Indenturis flor the quhilk mariage the said vmquhile Adam paid to the said vmquhile Jhon lord Simple the said sowm of vij^e merkis in part of pament of ane mair sowm of xij^e merkis for the tochtir gud of the said mariage. And now the said Williame lord Simple hes maryit the said Robert, his sone, with ane vther party, quhairthrow the said mariage in his defalt is falzeit. and thairfor the said Williame, for himself and as air foirsaid, aucht to refond and pay to the saidis executouris the said sowm of vij^e merkis for the causis foirsaidis efter the forme of the saidis Indentures, as is clerlie vnderstand to the saidis lordis, and thairfor ordanis lettrez be direct to command and charge, compell, poynd, and distrenze thairfor in forme as offeris; the said Jhone Campbell of Lundy for his enteres, and as procuratour for the saidis executouris, being personally present, and the said lord being lauchfully summond to this actioun ofttimez callit and nocht comperit.

¹ *Acta Dom. Concilii et Sessionis*, Vol. X., fol. 34.

104. — *Action by Gabriel Semple against John Lord Lyle, anent spoliation of documents, etc.* [6th July, 1538.]¹

Anent the mater advocat befor the lordis persewit be Gabriel Simple aganis Jhone lord Lile and his sone, tuiching spoliatioun of certane evidentis and vtheris gudis. and to be procedit befor thame siklik as it suld have bene procedit befor certane schereffis. contenit in ane commission purchest be the said Gabriel. and ilkane of the said partyis to produce thair defencis in the said mater. lik as at mair lenth is contenit in the actis and lettrez maid theirpon. The said Gabriel being personally present and the said lord being lauchfully summond to this actioun oft times callit and nocht comperit The lordis of counsell continewis the said mater in the samin forme, force, and effect. as it is now but prejudice of party onto the xv. day of July instant, with continuatioun of dais, and ordanis the said Gabriel to have lettrez to summond the witnes that war summond at befor and comperit nocht to be summond agane vnder greter painis and ma witnes geif he pleis agane the said day, and in the meynntyne ordanis that na innovatioun be maid, and to desist and ceis fra all molestatioun and trubling of the tennentis quhill the said day inclusive. and that the party be warrit of this continuatioun and to heir the witnes sworne.

105. — *Action by John Craufurd, younger, of Previk, against William lord Semple and his spouse, anent right to the lands of Previk.* [13 December, 1538.]²

Anent the summondis raisit at the instance of Johnne Craufurd, son and air of vmquhile Johnne Craufurd of Previk. aganis Williame lord Simple and Elizabeth Arnot, his spouse, and all vtheris havand interes. That is to say, the said lord and his spous forsaid to produce befor the lordis of counsle the pretendit charteris, sesingis, and infetmentis maid to thame or any of thame be the said vmquhile Johnne of his landis of Previk, and to her and see the samin retrexit, cassit, and adhuillit, as at mair lenth is contenit in the said summondis. The said Johnne Craufurd comperand be Master Henry Lauder, his procuratour, and the said lord and his spous beand summond to this actioun oftymes callit and nocht comperit The lordis of counsle continewis the said summondis in the samin forme, force, and effect as it is now but prejudice of party vnto xxiiij. day of Januar nixtoenm, with continuatioun of days, and ordanis the said

¹ *Acta Dom. Concilii et Sessionis*, Vol. XI., fol. 34.

² *Ibid.*, Vol. X., fol. 125.

Johanne to have lettrez to summond sik witnes and probatiounis, and to produce sik rychtis and documentis as he will vs for preving of the punctis of the said summondis agane the said day, and that the party be warnit of this continuatioun and to heir the witnessis sworne.

106. —*Decreet in action between John lord Lyle and Gabriel Simple.*
[20th December, 1538.]¹

Anent the supplicatioun gevin in be Johanne lord Lyle and James Lile, his son, aganis Gabriel Simple of Ladymure, makand mentioun that the said lord had be gift of oure Souerane lord be his lettrez vnder the privie sele, the eschet gudis of the said Gabriell and proffetis of his landis during the tyme of his being at the borne, as the saidis lettrez beris. Nochtheles, the said Gabriel, allegeand that he and the said James, his sone, hes spulzeit and takin fra him certane writingis and vtheris gudis to the avale of ten thousand pundis, hes purchest ane commissioun under the quhite walx to James Johnstoun, massinger, and vtheris, makand thame schereffis of Renfrew in that part, to call the partiis and tak cognitioun thairupon in the tolbutth of Edinburgh, quhilk commissioun is purehest be sinister and wrang informatioun, the said lord and his sone, the Kingis advocat for his interes for defence of the said eschet gudis never being callit thairto: baith the saidis partiis being personally present, the lordis of counsale, with consent of baith the partiis, advocat the said mater to thame selfis becaus that concernit the Kingis rycht and gift of eschete, and assignit ane terme to baith the saidis partiis to heir it be procedit in the said mater siclike as it suld have bene procedit befor the schereffis contenit in the said commissioun. And anent the precept direct be Patrik Baroun of Spittalfield, and James Johnstoun, massinger, schereffis of the scherefdom of Renfrew in that part, be our souerane lordis commissioun to summond the said lord and his sone to heir and see cognitioun tane in the said mater efter the tenmour of the said commissioun, and the said lord and his sone decernit be decret of court to have be thame selfis and vtheris of thair causing command, assistance, and ratihabitoun injustlie tane vp fra the tennentis of the landis of Ladymuir, the males, fermes, proffetis, and dewteis thairof be the space of four termes last precedand the xix. day of September, the yeir of God J^{ho} v^e and xxxviij. yeiris bipast, be the quhilk space the saidis landis pertenis to the said Gabriell heretablie, and

¹ *Acta Dom. Concilii et Sessionis*, Vol. XI., fol. 59.

thairfor to refund, content, and pay the samin to him, extending yerelie be the said space of four termes ilk yeir to lx. stanys of cheys, thre stirkis, fourty schillingis of silvir, thre bollis of mele of dry miltur, and vtheris proffettis, and to desist and ces thairfra in tyme cuning, and als to have injustlie tane vp fra the tennentis of the four pund landis of the five pund landis of Craigbait, Tor, and Threiplie. the males, fermes, proffettis, and dewiteis thairof be the forsaid space of four abonewrittin termes last bipast, be the quhilk space the samyn landis pertenynt to the said Gabriel heretablie, and thairfor to refund, content, and pay the samin to him, extending yerelie be the forsaid space ilk yeir to xl. bollis of mele, lxxx. stanys of cheis, and vtheris proffettis, and to desist and ces thairfra. And in likwis to heir thame be decernit to refund, content, and pay to the said Gabriel as cessionar and assignay to Maister Johnne Spreule, air of the vther xx^e land of the said five pund landis of Craigbait, with the pertinentis, the males, fermes, proffettis and dewiteis thairof injustlie tane vp be thame fra the tennentis thairof in the yeris of God J^m v^e and xxxiiij. xxxv., and xxx[vj] yeris pertenyng to the said Gabriel be resoun of assignatioun maid to him thairof be the said Maister Johnne, to quham be the forsaid space heretablie the samin pertenynt, extending yerelie be the said space of thre yeris to xx. bollis of mele and fourty stane of cheis. And attour the saidis Johnne and James to refund, content, and pay to the said Gabriel and Jonet Spreule, his spous, the males, fermes, proffittis, and dewiteis of xj. merkis worth land of Ovir Pollok, with the pertinentis pertenyng to the said Jonet be resoun of conjunct feftment yerelie be the said space of four termes abone expremitt last bipast, wranguislie tane vp be thame fra the tennentis thairof be the said space extending yerelie to lx. merkis, and to desist and ces thairfra, as at mair lenth is contenit in the said suplication, actis, lettres, and preecept direct thairupoun. The said Gabriel Simple being personalie present, and the said lord and his sone being warnit hereto, oftymes callit and nocht comperit, the partiis presentis rychtis resonis, etc. The Lordis of comsall decretis and deliveris that the said Johnne lord Lyle and James Lyle, his sone and apperand air, lies done wrang in the vptaking of the males, fermes, proffettis, and dewiteis of the four pund land of Craigbait, Tor, and Threiplie, of the four termes abone writtin pertenyng to the said Gabriel in heretage, and thairfor sall desist and ces thairfra in tyme cuning to be broukit and dispoit be him as he sall think expedient, and thairfor sall refund, content, and pay to the said Gabriel Simple, the males, fermes, proffittis, and dewiteis of the saidis landis be the said space of four termes last preecedand the said xix. day of

September, the yeir of God J^m. v^e and xxxvij. yeris, extending yerlie be the said space of xl. bollis of mele, pryce of the boll ix^s iiij^d, and lxxx. stansys of cheis, pryce of the stane ij^s iiij^d, and iiij. bollis of mele of dry multur yerlie, pryce of the boll forsaid; and inlikwis hes done wrang in the vptaking of the males, fermes, proffettis, and dewiteis of the said xx^s land of the said five pund land of and extent of the saidis landis of Cragbait, Tor, and Threiplic be the said space of three yeris abonewrittin precedand the day and yeir of God aboun writtin, pertenyng to the said Gabriel be resoun of assignatioun forsaid, and sall desist and ces thairfra and refund, content, and pay to the said Gabriel the males, fermes, proffettis, and dewiteis of the said xx^s land yerlie be the said space extending yerlie to xx. bollis of mele, pryce of the boll forsaid, xl. stansys of cheis yerlie, pryce of the stane forsaid, and twa bollis of mele of dry multur yerlie be the said space, pryce of the boll forsaid, wranguislie intromettit with and vptakin be the said lord and his sone, likeas wes clerelie previt befor the saidis lordis, and thairfor ordanis lettrez to be direct, to poynd and distrenze the said Johnne and James, thair landis and gudis herefor in forme as efteris. And assolzeis the saidis lord and his sone fra the petitionn of the said Gabriel and Jonet Spreule, his spouse, tuiching the saidis landis of Ladynaur and xl. merkis worth of land of Ovir Pollok and proffettis thairof, and decernis thame quyte thairfra in tyme tocum, and that lettrez be direct herupoun as efteris.

107. *—Interlocutor in the Action between John Craufurd and William lord Simple. [14th February, 1538-9.]*¹

It was allegit be Maister Hew Rig, procuratour for William lord Simple and his spons, that the summondis rasis be Jhone Craufurd aganis thame suld have na proces, and he suld nocht be hard to persew the samin vnto the tyme he had offerit the sowmez agane that was ressavit for the making of the said alienatioun, or he desirit the samin to be reducit and producit ane instrument to that effect. The lordis of counsell decernis the said Maister Hew to answer to the libell nochtwithstanding the exceptioun forsaid: hora x.

¹ *Acta Dom. Concilii et Sessionis*, Vol. XI., fol. 139.

108.—*Action by John Craufurd against William lord Semple and his spouse, for reduction of their title to the lands of Precik.* [15th February, 1838-9.]¹

Anent the summondis rasis at the instance of Jhone Craufurd, sone and air of vmquhile Jhone Craufurd of Previk, aganis William lord Simple and Elizabeth Arnot, his spous, to produce the pretendit charteris, sesingis, and infeftmentis maid to thame or ony ane of thame be the said vmquhile Jhone, of his landis of Previk, with the pertinentis liand in the ballierie of Kilestewart, within the scherefdome of Air, and of his landis of the Thrid pairt with the pertmentis liand in the barony of Renfrew, within the scherefdome of the samin or of ony of thame or pairt thair of and to heir and see the samin retrexit, easit, adnullit, and be decret of the lordis of counsell declarit to have bene fra the begining and to be in tyme to cum with all that followit thairupon of nane avale, force nor effect. Becaus the said lord, be him self, his seruandis, and vthers of his causing, command assistance maisterfully, violently, and on force tuk the said vmquhile Jhone furth of his place of the Thrid pairt, and had him to his places of Castell Simple and Glasfurd, and thair held him vnder his care, keeping, and subjection, quhill he maid alienatioun of his forsaidis landis be dreddour, quhill mycht fall in ane constant man, lik as at mar lenth is contenit in the said summondis. The said Jhon Craufurd being personally present, and the said lord and his spous comperand be Maister Hew Rig and Maister Marjoribankis, their procuratouris. The lordis of counsell assolzeis the said William lord Simple and Elizabet, his spous, fra the peticioun of the said Jhone Craufurd, sone and air forsaid, tuiching the reducioun of his Infeftment concerning the landis of the Thrid pairt alias Auchnames alamerly and decernis him quyte thairfra in tyme to cum, as it is now libellat. And tuiching that pairt of the said summondis anentis the reducioun of the Infeftment maid be the said vmquhile Jhone to the said lord and his spous, of the landis of Previk, assignis to the said Jhone Craufurd, the xvj. day of Marche nixt to cum, with continuatioun of dais to preve that punct of the said summondis sufficiently agane the said day. And quhar it was allegit be Maister Hew Rig, procuratour for the said lord and his spous, that the said Jhone suld nocht be admittit to persew the said summondis, nor the said summondis suld haif na proces vnto the tyme that he deliverit or offerit to thame all the sowmez of money gevin for the said alienatioun, extending to the sowm of vj^{li} quhill the said

¹ *Acta Dom. Councili et Sessionis*, Vol. XI., fol. 148.

vmquhile Jhone Craufurd grantit him to have ressavit, and to verify the samin producit ane Instrument vnder the signe and subscriptionn manuale of Sir Patrik Walker, chaplane, notar public off the date at the Abbay of Paslay, the xxvij. day of Janner, the yer of God J^m v^c xxj. yeris, quhilk Instrument the said Jhone allegit was maid be the said vmquhile Jhone Craufurd throw just dreddour quhilk mycht fall in ane constant man, he being in captivite, subjectionn, and in sur keping of the said lord and his freindis, lang and continuady befor, or the said Instrument was maid, and in the tyme of the making thairof, and efter that the samin was maid sielik continually, quhilk he and vtheris offerit him to preve the samin. Therfor the lordis assignis to the said Jhone the day forsaid with continuatioun of dais for preving thairof sufficiently, and ordanis him to have lettrez to summond sic witnes and probatiounis, and to produce sic writtis, rychtis, resonis, and documentis as he hes or will vse for preving of the summondis anentis the landis of Previk, and allegiance forsaid sufficiently agane the said day, and als to summond the said lord and his spous, quha had the principale charteris, sesing, and infetment of the saidis landis of Previk, and Elizabeth Campbell, quha is allegit now to be possessour thairof for hir enteres to comper and produce the saidis charteris, evidentis, and infetment, that thai have of the saidis landis of Previk maid be the said vmquhile Jhone Craufurd to the said lord agane the said day that the lordis may avise and consider the samin, that justice may be ministrat, vnder the pane of rebelloun and putting of thame to the horn, and in the meyntyme continewis the said mater in the samin form, force, and effect as it is now, but prejudice of party and the partyis presentis and thair procuratouris ar warnit herof apud acta.

109.—*Continuation of same Action.* [18th March, 1838-9.]¹

Anent the terme assignit be the lordis of counsell to Jhone Craufurd of Previk, aganis William lord Simple and Elizabeth Arnot, his spous, for reduction of thair infetment maid be vmquhile Jhone Craufurd to thame of the landis of Previk, and to improve ane Instrument vnder the signe and subscripcioun manuale of Sir Patrik Walker, notar public of the dat at Paslay the xxvij. day of Janner, the yer of God J^m v^c xxj. yeris, proportand that the said vmquhile Jhone grantit him ressavit the sown of vj^c.^{lib} for the alienatioun of the saidis landis becaus it was allegit be the

¹ *Acta Dom. Concilii et Sessionis*, Vol. XI., fol. 227.

said Jhone that the samin was maid be the said vmquhile Jhone Craufurd throw just dreddour quhilk mycht fall in ane constant man, he being in captivite, subjection, and in sur keping of the said lord and his freindis lang and continuallie befor, or the said Instrument was maid, and the tyme of the making thair of, and efter that the samin was maid siclik continuallie quhill he deceist, lik as at mair lenth is contenit in the act and lettrez maid heir upon of before. The saidis partyis being personaly present the lordis of counsell continewit the said mater in the samin forme, force, and effect as it is now, but prejudice of party onto the last day of Aprile nixt to cum with continuatioun of dais, and ordanis the said Jhone Craufurd to have lettrez to summond the witnes that war summond of befor, and comperit nocht, to be summond agane vnder gretar painis for preving of the premissis sufficiently agane the said day. And als to summond the said lord and his spous quha had the principale charteris, sesing, and infeftment of the saidis landis of Previk, and Elizabeth Campbell, now allegit possessour thair of, to compeir and produce the saidis charteris, evidendis, and infeftmentis that thai have of the saidis landis of Previk, maid be the said vmquhile Jhone Craufurd to the said lord and his spous, agane the said day, that the lordis may avise and consider the samin, that justice may be ministrat, vnder the pane of rebelloun and putting of thame to the horn. And falzeing thair of lettrez sall be direct incontinent thairefter to put thame to the horn, and the partyis presentis and thair procuratouris ar warnit herof apud acta.

110.—*Tack between Abbot John Hamiltoun and Master John Steward.*—
[25th November, 1539.]¹

The assedatioun of ye kirkis of Paslay and Lochtwinzok to maister Johne Steuard for XIX. yeris.

Be it kend till all men be thir present lettres we Jhonne be the permissioun of God abbot of Paslay with consent and assent of our convent and chepter till half set and in assedatioun lattyn and be the tenor of thir our present lettres settis and in assedatioun lattis tyll or familiar servand maister Jhone Steuard in Paslay, and his airis, executoris, and assignais, factouris, and substitutis, quhilk sal be of na greter degree than him self is all and haill our vicarage and alterage of our kirkis of Paslay and Lohtwinzok with all thair pertinance and casualteis, Togidder with our come

¹ MS. *Chartulary of the Monastery of Paisley*, II., p. 173.

myll of Paslay in the sedyll, with all sukeonis profettis causnaliteis and pertinance pertuand thairto, or may pertene for all the tyme, space, terms, and yeris, and dayis of nynten zeris togidder next and immediat following the entress of the said maister Jhonne, his airis, executores, and assignais, factoris, and substitutis of the alterage and wearage of the saidis kirkis of Paslay and Lochtwinzok with thar pertinente. The quhilkis entress of the said maister Jhone or his airis, executoris, or assignayis in and to the saidis wearages and alterages of Paslay and Loychwinzok with thar pertinants beand at the feist of the apostoles Philip and Jacob callit belten, in the zeir of God ane thousand fyve hundretht and fourty zeris. And the Entress of our forsaid corne myll of Paslay to be at lamass in the zeir of God ane thousand fyve hundretht and fourty zeris. And thair efter to be peccable brukit and possedit be the said maister Jhone, his airis, executoris, and assignais, factoris, and substitutis, for all the tyme and terms togidder of nyntene zeris as said is for the quhilkis assedations and takis of our saidis alterages and wearages of Paslay and Lochtwinzok with thair pertinance the sade maister Jhone Steward, his airis, executoris, assignayis, factoris, and substitutis sall pay gyf and thankfully deliver till us our officiaris at our command or thairntill our successoris zeirly all and haill the soume of fyve scoir of poundis gude and vsuall mony of Scotland divisly at tua terms in the zeir, that is to say, at the feist of the apostolis callit beltane, immediat thairefter be equall portiones togidder with the ten pwndis gude and usuall monye of Scotland to be payit zeirly to the curattis fee of Paslay and alsall conduce and fe the curat of Loychtwinzok as he will be servit, and pay him his fee zeirly induring the saidis nyntein zeris. And also the said maister Jhone, his airis, executoris, and assignais, factoris, or substitutis, sall pay zeirlie for our corne myll of Paslay in the sedill the soume of twenty-four pundis gude and usuall money of Scotland, at twa usuall terms in the zeir, viz. twelf pundis at the next candilmes following the entress of the said myll, and withis twelf pundis at kummass next thairefter and sua at candilmess and lamass quhill the saidis nyntein zeris be completely outrwn, and our cornis for us and or successoris to be ground at our said myll rownis the multure fre and knafschip fre, as use and wont of befor. And failzeand at the said maister Jhone his airis, executoris, or assignais, factoris or substitutis, mak thankfull payment till us and our successoris at the terms abone writting or within thretty dayis thairefter we will for us and our successoris that this present tak and assedatioun expyre in thesself and for the mai securite we bind and obliiss us our convent abbay successoris and assignais till observe and keip this our present assedatioun and tak in all

pointis and to defend and warrand the said maister Jhone, his airis, executoris, and assignais, in peccable bruing, josing, and possessing thir for-said takis in all pairts but ony contrary or obstacle of us our factoris or convent abbay or successoris quhatsoever but fraud or gyill or cawillation till he mowit in the contrary quhatsoever. In witness heirof till thir our present lettres of assedation and tak subseribit with our handis we haif appendit our commwn seill with our subscriptionis at Paslay the twenty fifth day of November the zeir of God ane thousand fywe hundretht and thretty nyne zeris befoir thir witness maister James Fosterr, vicar of Ruglan, shir Robert Selater, cheplane, and shir John Henersoun.

Thir ar names of the convent that hes suscribit this present assedatione—

Jhone abbat of Paslay
 David Cant
 Wilzem Selatr
 Richard Watsum
 Wilzem Leper
 Jhone Pade
 James Tayne
 Robert Mortoun

Robert Ker
 David Brante
 Jhone Hamilton
 Wilzem Lethem
 David Mosman
 Jhone Alexandersoun
 Jhone Fork
 Jhone Sandilandis

111.—*Action by Arthur Hall of Foulbar against Walter Semple.* [4th May, 1540.]¹

Anent oure Souerane lordis lettrez, purchest at the instance of Arthure Hall of Foulbar, aganis Walter Semple. That quhair the said Walter allegiand that he had in maling of Jonet Langmur, hir thrid, and of the said Arthour, his twa pairt of the landis of Cowiwar with the pertinence lyand within the scherefdom of Renfrew, and quhen the said Walter wes put to the horn for the slaughter of vnquhile William Cmyngdame of Craganis, the said Walter allegiand that the said Arthour and Jonet tuke his said maling fra him and promittit to enter him agane thairto als sone as he wes relaxit fra the horne, and to suffir him brouke the samyn sa lang as he payit his malis and dewiteis thankfullie, and maid na falt, hes purchest lettrez direct to the scheref of Renfrew and his deputis, to call the saidis partyis and tak cognitioun thairupoun, be virtew of the quhilkis the said scheref hes callit the said Arthure and Jonet to

¹ *Acta Dom. Concilii et Sessionis*, Vol. XII., fol. 127.

the scheref court of Renfrew, to be haldin the xiiij. day of Aprile last bipast, houbeit the said scheref is na Juge competent thair to the said Arthure, becaus he duelt never within the boundis of the said schereffis office, bot hes remanit thir xiiij. yeiris bigane, like as he yit remanis, with Williame Hanniltoun of Sanghair, in oure soverane lordis service, in Kelso, and vtheris partis. And als the mater concernis the Kingis grace, and he hes interes thairintill. And anent the charge gevin to the said Walter to compeir before the lordis to heir and se the said mater advocat, or ellis to allege ane ressonable caus quhy the samyn suld nocht be done, as at mair lenth is contenit in the saidis lettrez. The said Arthour Hall being personalie present, and the said Walter Simple being summond to this action, oftymes callit and nocht comperit, the lordis of counsall advocatis the said mater to thame selfis, and ordanis the samyn to have proces before thame siclike as it mycht or suld have proces before the said scheref and his deputis, and thairfore ordinis lettrez to be direct to discharge the said scheref and his deputis of all calling and proceeding aganis the saidis Arthour and Jonet Langmur, in the said mater, and of thair offices in that part, becaus the mater concernis the Kingis grace, and his grace hes interes thairintill, as wes cleirly vnderstood to the saidis lordis.

112.—*Action by Gelis Mure, widow of Hew Maxwell, against Lord Simple and others.* [12th July, 1540].¹

Anent the summondis rasis at the instance of Gelis Mure, the relict of unquhile Hew Maxwell, aganis William lord Simple, scheref principall of Renfrew, William Simple of Thrid part, Jobne Robeson his allegit deputis, Walter Maxwell of Akinheid, Mungo Maxwell his sone, and Robert Maxwell, for thair interes to bring with thame and produce before the lordis of counsall the pretendit rolment of court gevin be the saidis pretendit deputis the first day of July, the yer of God J^m. V^c. xxxix. yeiris berand that the said deputis, with the avise of the Inqueist and Assis-souris to thame, avisit with the lettrez and depositionis of the witnes produceit be the said Gelis, fand and deliverit that the said Gelis wes nocht violentlie ejectit furth of her maling of the ferd part of the town and landis of Langsyde, bot gaif it our with hir kyndnes to Mungo Maxwell, and ane vther part to Robert Maxwell, to be sene and considerit and to heir and

¹ *Acta Dom. Concilii et Sessionis*, Vol. XIII., fol. 76.

se the samin retreit cassit and annullit, as at mair lenth is contenit in the summondis, actis and lettrez maid thairupoun. All the saidis partyis being personalie present The Lordis of Counsale continewis the said summondis in the samin forme force and effect as it is now but prejudice of party vnto the xxv day of July instant, with continuatioun of dayis, and ordanis the said Gelis to have lettrez to so charge the said scherif and his deputis and thair clerk of court to produce the depositionis of the witnes examinat be thame in the said mater agane the said day to be sene and considerit, that justice may be ministret vnder the pane of rebellioun, and putting of thame to the horne, and the partyis ar warnit heirop apud acta.

113.—*Act of the Lords, interdicting John Stewart younger of Bultries, from disposing his lands without consent of Gabriel Semple of Ladymure. [30th July, 1549].*¹

In presens of the lordis of counsale comperit Jhone Stewart sone and air apperand to Jhone Stewart of Bultreis and thair of his awin consent fre will and proper motive vincompellit or coactit in ony wis for consignatioun of his heretage and eschewing the alienatioun thair of desirit to be interdictit fra all maner of alienatioun sellis wedsetting and away putting of the five pund land of and extent of Bowtreis and Glenheid with the pertinentis liand within the scheref dome of Renfrew and of all vther landis that he sall happin efterwart to gett be conques or vther wayis without licence and consent of Gabriell Sempill of Ladymure and Jonet Spruell his spous. And that for grett sowmes of money and vtheris profitis paid and deliverit be thame to his said fader and him in name of toehir for the contract of mariage completit betwix him and Jonet Pook dochter to the said Jonet Spenle providing alwayis that it sall be lefull to the said Jhone to sell and analie all his saidis landis or ane part thair of with licence and consent of the said Gabriell and Jonet had and openit thairto in writt vnder thare sele and subscriptionis manuale and nocht vtherwyis, and desirit the lordis to interpone thair auctorite thairto with decreet irretant. The quhilk desire the saidis lordis thocht resonable and thairir interdictis the said Jhone Stewart fra all maner of alienatioun selling wedsetting and away putting of the said v lib. land of Bowtreis and Glenheid with the pertinentis and of all vther his landis without speciale consent of the said Gabriell and Jonet in maner abone writtin and interponis thair auctorite

¹ *Acta Dom. Concilii et Sessionis*, Vol. XIII., fol. 159.

thairto with decrete irretant And ordanis lettrez to be direct to mak publicatioun of this interdictioun at the merket croce of the heid burgh of the schir quhair the saidis landis lyis and all vther places neidfull making inhibitioun to all our soverane lordis liegis that nane of thame tak vpoun hand to by or tak in widesett ony of the said Jhonis landis forsaid without speciale consent of the said Gabriell and Jonet with certification to thame and thai do in the contrar all sic allienationis and wedsetting salbe decernit of nane avale and now as than and than as now decernis and declaris the samin of nane avale force nor effect in tyme to cum.

114.—*Agreement between Henry lord Methven, as donator to the king, and Gabriel Semple of Ladymure, ancient the lands of Craighait and others. [9th October, 1540.]*¹

In presens of the lordis of counsale comperit ane nobill and mychtie lord Henry lord Methven on that ane part and Gabriel Semple on that vther part, and geif in this contract and appunctuament vnder writtin subscrivit with thare handis and desirit the samin to be insert in the saidis bukis and to have the strenth of thair decrete in tyme to cum with lettres thairupoun The quhilk desire the saidis lordis thoycht resonable and thairfor ordanis the samin to be insert in the saidis bukis and to have the strenth of thare decrete in tyme to cum with lettres thairupoun to command and charge compell poynd and distrenze baith the sadis parteis for fulfilling of the samin in all poyntis in form as efteris of the quhilk the tenour followis At Edinburgh the x. day of September, the yeir of God J^m. v^c. xl. yeris It is appunctit and aggreit betwix ane nobill and mychtie lord Henry lord Methven donatour to our Soverane Lord and haifand be gift of our souirane lord and haifand be gift of his grace as administratour generale tutour gider and governour to his darrest sone James Prence of Scotland, Duk of Rothissay, erle of Carrik, lord of Kile Cunynghame and Kilmernok, baroun of Renfrew and Steward of Scotland, to him his airis and assignais be our souirane lordis lettres vnder his prevay sele the noneutres malis fermes profitis and dewiteis of all and hail the landis and baronie of Dowchell with the castell fortalice myhnis fischenis woddis tenentis tenendreis service of fre tenentis advocation and donatioun of kirkis and cheplenreis thairof and thair pertinentis liand within the Scheressidome of Renfrew All and hail the landis of Bathquhane myhnis

¹ *Acta Dom. Concilii et Sessionis*, Vol. XIII., fol. 211.

fischeinis maner place Drifeld tenentis tenendreis and service of fre tenentis thairof and thair pertinentis liand within the schereffdom of And als of the landis of Glencalbart with the pertinentis liand within the schereffdome of of all yeris and termes bigane that the samin hes bene in the handis of our souirane lord as Stewart of Scotland and his predecessouris as superiouris thairof be resoun of nonentres of the rychtuis air or airis thairto And siclik of all yeris and termes to cum ay and quhill the lauchfull entre of the rychtuis air or airis thairto being of lauchfull aige with the relief thairof quhen it sall happin on that ane part and Gabriell Simple of Ladmure on that vther part That is to say the said lord as donatour forsaid and his airis sell with all deligence rais and persew Summondis at our Souirane lordis instance and his befor the lordis of counsale againis the lord Lile and possessouris of the landis of Litle Craighait, quhillis Steven Stile Jhone Logane Jhone Lindesay and Jhone Kelso now occupies and the landis of Kersmedow with their pertinentis liand within the schereffdome of Renfrew the landis of Ladmure, Kingismedow, Orchart, and Castellhill, liand at the north end of the burgh of Renfrew for getting of the saidis landis decernit in nonentres conform to his gift and the said Gabriell sell trewlie and deligentlie concur fortife and assist to him and his airis in persuit and recovering of the said hale nonentres at his vther pover and sell geif the said lord his trew counsale and revele to him all that he knowis in the said mater to his help Quhill nonentres being recoverit vpon the saidis landis the said lord and his airis sall incontinent efter that he optene ane decrete of the saidis lordis of counsale vpon the samin mak the said Gabriell and his airis thair lauchfull cessioneris and assignais in and to samony of the fornenmit landis of Litle Craighait the landis of Carsmedow with thair pertinentis the landis of Ladmure Kingis medow Orchart and Castell hill as beis fundin and decernit be the said decrete in nonentres for all the spais and termes of the said nonentres specifeit in the samin And siclik of all termes to cum induring the tyme of the said nonentres ay and quhill the lauchfull entre of the rychtuis air or airis thairto with the releif thairof quhen it sall happen Providing alwayis that the said lord nor his airis be nocht oblist nor warrand the said assignatioun bot alanerlie at the handis of all vtheris cessioneris and assignais maid or to be maid be thame to the said nonentres And thairfor the said Gabriell and his airis incontinent after the said assignatioun sell persew the saidis landis to be apprit for the birminyn males fermes proflittis and dewiteis thairof during the tyme of the nonentres of the samin and sell optene and recover heretable

state and sesing of the saidis landis and within xx. dais efter thai or ony of thame recover the said sesing thai sell mak and deliver to the said Henry lord Methven or his airis and assignais ane lettre of reversioun vpon the redemptioun and outquitting fra the said Gabriell his airis and assignais of the saidis landis of Litle Craigbait and Gersmedo with thair pertinentis in maner as efter followis That is to say quhat tyme or how sone the said lord his airis and assignais sell happin vpon ane day betwix the sone rising and down passin thair of hale and togidder in ane nomerit sovm [to pay] the sovm of viij^l merkis vsuale money of Scotland vpoun the hie alter of the parroch Kirk of Sanct Gile of Edinburgh, than the said Gabriell his airis and assignais to renunce quitelame ouirgeif and discharge to the said Lord his airis and assignais all and haill the saidis landis of Litle Craigbait and Gersmedo with thair pertinentis with all charteris preceptis instrumentis of sesing and vtheris evidentis quhilkis thai or ony of thame sall happin to haif maid to thame thairupon and with all rycht title and clame of rycht quhilkis thai mycht haif thairto fra thinefurth And thai sell nocht fraudfullie absent than fra the ressaite of the said sovm and geif thai sa do than it salbe lefull to the said lord his airis, and assignais to haif full and fre regres and ingres in and to the saidis landis of Litle Craigbait and Gersmedo, with thair pertinentis to be brokit and disponit be thame as thair heretage Providing, nevertheles, that the said sovm of viij^l merkis be consignit and put in sure keping in the handis of the thesaurer or dene of gild of the burgh of Edinburgh, that beis for the tyme, to the vtilite and proflitt of the said Gabriell, his airis and assignais, and attour the said Gabriell, his airis and assignais sell optene and deliver with the said Lettre of Reversioun to the said lord his airis, and assignais our souerane lordis lettres of regres in dew and competent form, that thairby thai may eftir the redemptioun and lowsing of the saidis landis, be vertu of the said reversioun, be ressavit and admittit heretable tenentis thair of to our souerane lord and his successouris, and gett state and sesing of the samin And for observing keping and fulfilling of all and sindrie the premissis baith the saidis partyis ar bundin and oblist, and ar content that this present contract be actit and registrat in the bukis of counsale, and to haif the strenth of ane act and decrete of the lordis thair of and that lettrez be direct to charge aither of thame to observe keip and fulfil the samin in all poyntis to vtheris for aither of thare presentis in form as efteris In witness of the quhilk thing baith the saidis partyis hes subserivit this present contract with thair handis, day, yeir, and place forsaidis befor thair witnes. Maister Robert Galbraith per-

soun of Spott, Alexander Stewart, James Yestir, and James Bannatine. notar publict, with vtheris divers.

HENRY LORD METHVEN.
GABRIELL SEMPLE.

115.—*Decreet ordaining John lord Lyle to warrant the lands of Corruth and Easter Branchell to John Semple of Foulwod. [21st March, 1540-41.]*¹

Decretis and deliveris that Jhone lord Lile sall warrand, acquiet and defend to Jhone Semple of Foulwod the xlth land of auld extent of Corruth, the xixth land of auld extent of Estir Branchell with thair pertinentis, liand on the lordschip of Dowchall, within the scherefdom of Renfrew, at the handis of our souerane lord and at the handis of Henry lord Methven his donatour, or ellis to infest the said Jhone in als mekle, als gude land liand in als compitent place, als weill and frelie baldin, and of als grett avale be yeir as the saidis xlth land of Corruth and xixth land of Estir Branchell of auld extent with the pertinentis. Becaus the said Jhone lord Lile sauld and analyit to the said Jhone Semple his airis, and assignais ex titulo oneroso the forsaidis landis with the pertinentis, and the said lord oblist him his aires and assignais to warrand the samin to the said Jhone his aires and assignais, as in his charter and instrument of sesing maid to the said Jhone his airis and assignais. thairupoun schowin and producit befor the saidis lordis proportit and bur, and thairfor ordanis lettrez be direct to command and charge him herto in form as efteris Baith the saidis partyis being personaly present.

116.—*Act assigning a day for hearing the exceptions of William lord Semple in the action by James Morton, anent the lands of Lavenbrays. [21st March, 1540-41.]*²

The lordis of counsell assignis to Maister Hew Rig procuratour for William lord Simple the xxij. day of Marehe instant with continuatioun of dayis to geif in his exceptionis peremptour in writt aganis the summondis rasit be James Mortoun aganis him touching the intronetting with the malis fermes proflittis and dewiteis of the landis of Lavenbrayis And in the meintyme continewis the said mater in the samin form forec-

¹ *Acta Dom. Concilii et Sessionis*, Vol. XV., fol. 53.

² *Ibid.*, Vol. XV., fol. 54.

and effect as it is now but prejudice of party And the partyis presentis and thair procuratouris ar warnit herof apud acta.

117.—*Continuation of the same Process.* [29th March, 1541.]¹

Anent the Summondis raisit at the instance of James Mortoun lifrentar of the landis of Lavenbrais and Lavenfeild with the pertinentis aganis Williame lord Simpill for the maisterfull and wranguis introumetting vptaking and withhalding be him self his seruandis and complices in his name of his causing command assistance and ratilabitoun fra the occupiaris of the said James lifrent landis of Lavenbrais and Lavenfeild of the males fermes profitis and dewittis of the samyn lyand in the perochin of Innerkip within the scherefdom of Reindrew pertenying to him in lifrent as said is be the space of xv. yeris or thareby last by past extending yerlie to xij. merkis of maill and sax dosand of cane foulis price of the pece ourheid xij^d as at mair lenth is contenit in the said summondis The said James Mortoun being personally present and the said lord comperand be maister Hew Rig his procuratour, quha producit the exceptionis vnderwrittin of the quhilk the tennour followis I Maister Hew Rig, procuratour, forsaid allegeis and peremptourlie exceptis aganis the said summondis that the said James for the space of xv. yeris nixt and immediatlie followand vnuquhile Adam Mortoun his faderis deces hes na action to persew nor follow the said lord for the samyn, becaus the said vnuquhile George Mortoun his fader lang befor his decis disponit the haill landis of Lawane, extending to x. lib. of auld extent, to the said Williame lord Simpill, and he optenyt infestment of the Kingis grace of the samyn and gaif the said vnuquhile Adam in excambium for the saidis landis iij^{ss} merkis of profit of his landis of Farnyleis, quhilkis the said vnuquhile Adam bronkyt all the days of his lyf and sidik the said lord broukyt the saidis haill landis of Lawan continualie sensyne, except sex merkis worth therof quhilk pertenyt to Sempill, moder to the said vnuquhile Adam in conjunctie, and therefore in respect of the said lordis infestment and possession the said James be ressoun of his privat seising can have na action to persew Secundlie, in cais the said James had thron the said pretendit privat seising action to persew (quod non conceditur), yet nochtieles he suld nocht be hard to persew the samyn, becaus vnuquhile Adam Mortoun his fader sauld and disponyt to the said lord the haill landis of Lawan

¹ *Acta Dom. Concilii*, Vol. XV., fol. 82.

in excambium for ane part of his landis of Farnyleis, as said is et sic titulo oneroso, and the said James now persewar as air to the said vmquhile Adam to the saidis landis of Farnyleis enterit and seisyt and thairefter sauld and disponyt the samyn at his plesour quharfor he aucht and suld of the common law red us the saidis landis and tharefter hes na action to persew bot suld be repellit be way of exceptioun quia quem de euictione tenet actio eundem agentem repellit exceptio Thridlye sub protestatione quod premissa premitus discutiantur the said James can have na action to persew the said lord for the malis of the said xl^s land for the xv. yeris, libellyt bot allanerlie for the space of v. yeris last by past nixt and immediatlie following the deces of vmquhile

Sempill spous to vmquhile Robert Mortoun, the said James gudselhir Becaus the said vmquhile Sempill had vj. merkis worth of the saidis landis in conjunctie of the quhilk the saidis xl^s land libellit wes of the samyn and ane part thair of and peceablie broukyt the samin all the days of hir lif quha decessit in the yeir of God J^m. v^e. xxxv. yeris, as is notourlie kennyt and tharefor adherand to my first protestatioun that I grant nocht the males of the forsaidis landis to extend bot to sex merkis of the quhilk he aucht to pay yerlie xl^s he can have na forther action to persew quhillis I offer me to pref sufficientlie as accordis of the law Tharfor the lordis of counsale assignis to the said Maister Hew procuratour foresaid the xxiiij. day of May nixtecum, with continuatioun of days for preving of the saidis exceptionis in maner foresaid and ordanis him to have lettres to summond sic witnes and probationis and to produce sic writtis rychtis and documentis as he hes or will vs for preving thair of agane the said day, and in the meyntyne continewis the said Summondis in the samyn forin force and effect as it is now but prejudyee of party, and the partiis presentis and procuratouris ar warnyt hereof apud acta.

118.—*Action by John Smyth against William lord Simple. [29th March, 1541.]*¹

Anent the Summondis raisit at the instance of Johnne Smyth aganis Williame lord Simple flor the wraungis postponyng and differing to caus David Pollok of that ilk giff to the said Johnne for all the days of his lyfe male free ane aikir of the said Davidis land of Farnyneis or Pollok at the said Johnis plesour lyand within the scherefdome of Renfrew and mak

¹ *Acta Dom. Concilii et Sessionis*, Vol. XV., fol. 83.

him sieir thairrof Togidder with twa Kyis gers ane hous with ane kailzard and xiiij. thravis of aitis and ane merk of money price of the thrave v^y yerly, induring the said Johnis lyfityme as he that become souirte and dettour thairfor to the said Johnne for the renuncyng dischargeing and ourgeving of ane actioun movit be the said Johnne Smyth befor the lordis of counsale aganis the said David Pollok of that Ilk for the violent ejectioun of him furth of his maling callit Litle Prettyeais lyand within the Scherefdom of Renfrew forsaid and spoliation fra him the samin tyme of his gudis and geir in gret quantite efter the forme and tennour of the said lordis writt and obligatioun maid to the said Johnne and promitt to our said soverane lord be the said Williame lord Simple of his awine consent to ples the said Johnne for the premissis as at mair lenth is contenit in the said Summondis The said Johnne Smyth being personally present and the said Williame lord Simple comperand be maister Hew Rig his procuratour the said Johnne Smyth referrit all and hale the punctis contenit in the said summondis to the said lordis aith Tharfor the lordis of counsale assignis to the said lord the first day of Junij nixtoeum with continuatioun of days to comper personalie and giff his aith vpoun the said Summondis with certificatioun to him and be falze the samin sall be referrit to the said Johnne Smythis aith and in the meyntyme continewis the said mater in the samin forme force and effect as it is now but prejudice of party and the party and procuratouris ar warnit hereof apud acta.

119.—*Action by John Marshall against the Abbot of Paisley, William lord Semple, etc. [1st December, 1541.]*¹

Anent the summondis rasit at the instance of Jhone Merschell aganis Jhone, Abbot of Paisley and convent of the samin, Williame lord Semple thair ballie. Edwert Stewart and Pantoun Craig for thair interes to bring with thame and produce befor the lordis of counsale the pretendit rolmeint of court allegit gevin be the said ballie aganis the said Jhone, of the daiz at the Hall of Peslay, the penult day of Aprile, the yeir of God J^m. v^c. xxviiij. yeris, decerning him to haif deforsit the said Pantoun Craig, allegit seruand of the regalite of Peslay, in the executioun of his office, as at mair lenth is contenit in the said rolmeint, and to here and se the samin retretit for divers resonis and caussis, lik as at mair lenth is contenit in the saidis lettres summondis The said Jhone Merschell being personalie present,

¹ *Acta Dom. Concilii et Sessionis*, Vol. XVII., fol. 22.

and the said venerable fader and his colligis forsaiddis being lauchfullie summond to this actioun oft times callit and nocht comperit The lordis of counsaile continewis the said mater in the samin form force and effect, as it is now but prejudice of party on to the xv. day of December instant, with continuatioun of dais, and ordanis the said Jhone to haif lettrez to summond sic witnes and probatioun, and to produce sic writtis, rychtis, resonis and documentis as he hes or will vse for preving of the said summondis agane the said day, and that the party be warnit of this continuatioun and to here the witnes sworn.

120.—*Same action continued.* [3rd December, 1541.]¹

Auent the summondis rasis at the instance of our soverane lord and Jhone Merschell aganis ane venerable fader in God Jhone abbot of Paslay and convent of the samyn William lord Sympill thair ballie Jhone Cochrane, James Mortoun, Jhone Walkynschaw, Niniane Walker, Jhone Sympill, David Ynglis, Robert Knok, John MakKerreich, Robert Brumsyd, Jhone Stewart in Meirburn, Jhone Aitkin, Allane Gillizand, William Or in Farlithis, Jhone Or in Jhoifratak, Jhone Jamesone, being vpoun the inqueist in gevin of the pretendit rolment of court vnderspeecfyit and Edward Stewart for his enteres That is to say the saidis personis to bring with thame and produce before the lordis of counsaile the pretendit rolment of court allegit gevin be the said ballie aganis the said Jhone of the dait at the Hall of Paslay the xvij. day of August the yer of God J^m v^o xxix, yeris decernand the said Edward to haif full rycht to the fif merk land of Ruchbank lyand within the scherefdom of Renfrew and to heir and se the samyn retreit for divers resonis and causis like as at mair lenth is contentit in the said summondis our soverane lord comperand be Maister Henry Lauder his advocat The said Jhone Merschell being personally present and the said venerable fader his convent thair ballie the personis being vpoun the said inqueist and the said Edward for his enteres being lauchfully summond to his actioun aftimes callit and nocht comperit The lordis of counsaile continewis the said mater in the samyn form force and effect as it is now but prejudice of party on to the day of nixt to cum with continuatioun of dais and ordanis the said Jhone to haif lettrez to summond sic witnes and probatioun and to produce sic writtis rychtis resonis and documentis as he hes or will vse for preving of the

¹ *Acta Dom. Concilii et Sessionis*, Vol. XVII., fol. 27.

pointis of the said summondis agane the said day and that the party be warnit of this continewatioun and to heir the witnes sworn.

121.—*Action between William Semple and his tenants in Liberton.* [6th March 1541-42.]¹

In presens of the lordis of counsaile comperit William Simpill and producyt the copy of ane summondis quhair he wes summond on that ane part and Johne Somerville on that vther part at the instance of the tennentis of the sax oxin gang of land lyand in Libertoun twiching the proceutioun of ather of thair rychtis quhareby thai poynd and distrenze the said tennentis for thair males fermes and dewiteis of the saidis landis to be sene and considerit quhilk of thame hes maist rycht thareto like as at mair lenth is contenit in the said summondis and schew how that he had awaittit vpon the calling thairof being of lang tyme bipast and that he wes redy to produce his rychtis in the said mater and nane wald compeir to persew the samin Thairfor protestit that he suld nocht be haldin to answer at the instance of the saidis tennentis in the said mater quhill he wer of new summond and expensis payt The quhilk protestation the lordis admitted.

122.—*Decreet in the action between John Marshall, the Abbot of Paisley, and William lord Semple.* [11th March, 1541-2.]²

Anent the summondis raisit at the instance of our soneane lord and Johnne Merschell aganis ane venerabill fader in God Johnne abbot of Paslay and convent of the samin William lord Simple thair ballie Johnne Cochrane, James Mortoun, Johnne Wilkynschaw, Niniane Wallace, Johnne Simpil, David Inglis, Robert Knok, Johnne McKerand, Robert Brumysd, Johnne Stewart in Mereburn, Johnne Aitkyn, Allane Gilliszaird, William Or in Fearhillis, Johnne Or in Joffratak, and Johnne Jamesoun, being vpon the inqueist in geving of the pretendit rolment of court vnder specificit and Eduerd Stewert for his interes to bring with thame and produce befor the lordis of counsaile the pretendit rolment of court allegeit gevin be the said ballie aganis the said Johnne of the dait at the Hall of Paslay the xvij. day of August the yeir of God J^m. v^c. xxix. yeris decernyng the said Eduerd to have ful rycht to the v. merk land of

¹ *Acta Dom. Concilii et Sessionis*, Vol. XVIII., fol. 90.

² *Ibid.*, Vol. XVIII. fol. 110.

Ruchbank lyand within the scherefdome of Renfrew be assedation of the said venerable fader and als findand him in the rentale of the said place and the said Johnne Merschell havand na rycht as he schew or culd schaw that tyme as at mair lenth is contenit in the said pretendit rolment and to heir and se the samin be retretit rescindit cassit and annullit for divers ressonis and causis like as at mair lenth is contenit in the said summondis The said Johnne Merschell being personally present and the said venerabill fader and convent and thair collegis comperand be Maister Thomas Marjoribankis thair procuratour thair rychtis ressonis and alligationis etc. The lordis of counsaile retretis rescindis cassis and annullis the said rolment of court and decernis the samin to have bene fra the begynnyng and to be in tyme cuning of nane avale force nor effect with all that followit thair-upoun Becaus the saidis personis being vpoun the said inqueist deliveryt decernit and fand that the said Eduert Stewert had full rycht to the said v. merk land of Ruchbank and is in the rentale of the samin howbeit in verite the said Johnne Merschell allegit befor the said inquest in jugement that he wes in Sant Merynis rentale of the said place of Paslay in twa merkis worth of the saidis landis of Ruchbank as ane rolment of court tane befor the said ballie of his allegiance abone writtin proportit and bur schewin and producyt befor the saidis lordis and als producyt ane attentik copy of the rentale of the said abbay quhair the said Johnne wes rentalit in the said twa merk land for all the days of his lif as wes clerlie vnderstand to the saidis lordis and thairfor decernis the said rolment of nane avale in tyme cuning and lettres to be direct hereupoun in forme as effieris.

123—*Action by William lord Semple against Thomas Craufurd of Auchnanes.* [21st March, 1541-2.]

Anent the Summondis vasit at the instance of William lord Semple aganis Thomas Craufurd of Auchnanes for the wranguis violent and maisterfull spoliatioun be himself his seruandis and complices in his name of his causing command assistance and ratihabitoun intronetting wptaking and withholding fra the said lord ricentlie upoun the first day of September last, bipast in tyme of vacans furth of the manis of Corsbe with the pertinentis liand within the parochin of Larges and Scherefdome of Air of twa hundreth thravis of aitis price of the boll with the fodder xij^s, and

divers vtheris cornis and gudis like as at mare lenth is contenit in the said summondis The said lord Semple comperand be maister Hew Rig his procuratour and the said Thomas being lauchfullie summond to this actionn oftines callit and nocht comperit The lordis counsale continewis the said Summondis in the samin form force and effect as it is now but prejudice of party on to the ferd day of May nixt to cum with continewatioun of dais And ordanis the said lord to haif lettrez to summond sic witnes and probatioun and to produce sic writtis rychtis resonis and documentis as he hes or will vse for preving of the punctis of the said Summondis agane the said day and that the party be warrit of this continewatioun and to here the witnes sworn.

124.—*Action by Margaret Craufurd and Robert Semple her spouse, against Craufurd of Auchinames. [6th May, 1542.]*¹

Anent our souerane lordis lettres purchest at the instance of Margrete Craufurd and Robert Simpill now hir spons for his interes aganis Thomas Craufurd of Auchnamys That quhair the said Mergrete is full servit be brevis before the scheref of Renfrew and his deputis as nerrest and lauchfull air to hir said gudschir and becaus the said Thomas Craufurd now of Auchnamys wranguslie withhaldis fra the said Mergrete hir said gudschiris charteris underwrittin scho can be servit thair of be brevis nor get entre thairto That is to say hir said gudschiris charter precept and instrument of seising of his landis of Corsbe with the pertinentis lyand within the ballierie of Cunynghame and scherefdom of Air haldin of vmquille Campbell of Lowdown and now Williame erle of Glencarne ane charter precept and instrument of seising of the landis of Qubitsyd and Aldmur with the pertinentis lyand within the scherefdom foresaid haldin of the Stewart of Scotland ane charter precept and instrument of seising of the landis of Mudnok with the pertinentis lyand within the samin scherefdom haldin of the said lard of Lowdown; ane vther charter precept and instrument of seising of the landis of Auchnamys with the pertinentis lyand within the said scherefdom of Renfrew and all vtheris evidentis pertening to hir said gudschir; and the said Thomas Craufurd will nocht deliver the samin to the said Mergrete as air to hir said gudschir, and anent the charge gevin to the said Thomas to deliver the saidis lettres to the said Mergrete, or ellis to compeir befor the lordis and schaw ane resonabill

¹ *Acta Dom. Concilii et Sessionis*, Vol. XIX., fol. 10.

eaus quily the samin suld nocht be done, as at mair lenth is contenit in the saidis lettres. The said Thomas Craufurd comperand be Maister Thomas McCadzeane, his procuratour, qulia allegeit that he presentlie had nocht the saidis evidentis and writingis. Tharefor the lordis of counsale assignis to the said Maister Thomas, procuratour, foresaid the xx. day of May instant with continewatioun of days to produce all the saidis evidentis and writingis abone writtin to the effect foresaid with certificatioun to him, and he failze lettres salbe direct simpliciter vpoun him in the said mater, and in the meyntyme continewis the said mater in the samin forme, force and effect as it is now but prejudice of party, and the party and procuratours are warnit hereof apud acta.

125.—*Action by Eufame Logan against John Buntine of Ardoch, and John Semple of Foulwod. [9th May, 1542.]*¹

Anent the summondis raisit at the instance of Ewfame Logane, the relict of vmquhile Archibald Buntynie of Ardoch, and of Robert Cunyng-hame, now hir spous for his interes aganis Johnne Buntynie of Ardoch and Johnne Simpill of Foulwod, as plege and souerte for him to heir thame or alther of thame be decernit be decrete of the lordis of counsale to refund content and pay to the said Ewfame and hir spous for his interes the males proffettis and dewiteis that scho mycht have had of the thrid of the teree of the fischeing and zair of Ardoch, and of hir thrid and teree of the orchard zard and mylne thairof, with thair pertinentis pertenyng to hir be resson of teree throu deccis of hir said spous, lyand within the scherefdome of Dunbartane. yerelie sen the moneth of July the yeir of God J^m. v. xxv. yaris like as at mair lenth is contenit in the said summondis. The said Ewfame and hir spous compeirand be maister Andro Blakstok thair procuratour, and the said Johnne Buntynie and his souerte foresaid being lauchfullie summond to this actioun oftymes callit and nocht comperyt. The lordis of counsale continewis the said summondis in the samin forme force and effect as it is now but prejudice of party vnto the x. day of Junij nixto cum with continewatioun of days, and ordanis the said Ewfame and hir spous to have lettres rychtis ressonis and documentis as thai have or wil vs for preying of the punctis of the said summondis agane the said day, and that the party be warnyt of this continewatioun and to heir the witnes sworne.

¹ *Acta Dom. Concilii et Sessionis*, Vol. XIX., fol. 15.

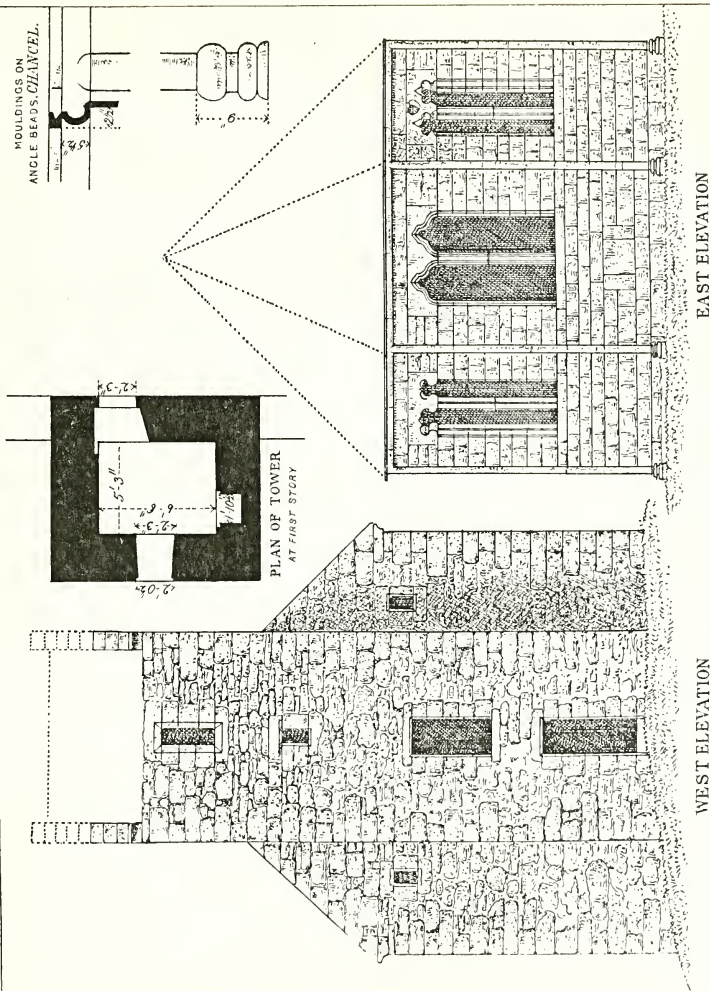
126.—*Continuation of action by Margaret Craufurd and Robert Semple, against the Laird of Auchinames. [9th May, 1542.]*¹

The lordis of counsaile with consent of party and procuratouris vnderwrittin advocatis the action and caus persewit of befor befor the Scheref of Renfrew and his deputis be Mergrete Craufurd nevoy Air and successour of vniquhile James Craufurd of Auchnamys and Robert Simpill of Nobillistoun now hir spous for his interes aganis Thomas Craufurd now of Auchnamys trieling the withhalding fra hir of hir areschip gudis pertenyng to hir thron deceis of her said vniquhile gudsclir as at mair lenth is contenit in the precept direct be the said scheref and his deputis thairupoun to thame self to be proceidyt befor thame siclike and in the samin maner as it suld or mycht have bene proceidyt before the said scheref and his deputis and assignis to baith the saidis partiis the xx. day of May instant, with continewatioun of days to compeir befor thame to the effect foresaid and to produce sic writtis, rychtis, ressonis and documents as ather of them hes or will vs to persew and defend hinc inde in the said mater agane the said day, and dischargeis the said scheref and his deputis of all farther proceeding in the said mater, and of thair offices in that part for the causis foresaidis, and in the meyntyme continewis the said mater in the samin forme, force and effect as it is now but prejudice of party The said Robert Simpill for him self and his said spous being personaly present, and the said Thomas Craufurd compeirand be Maister Thomas McCalzeane his procuratour, quha is warnyt hereof apud acta.

¹ *Acta Dom. Concilii et Sessionis*, Vol. XIX., fol. 15.

PLATES.





SEMPLE OF CRAIGBAIT STONE

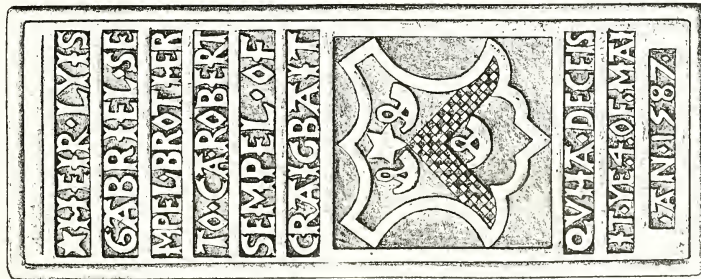
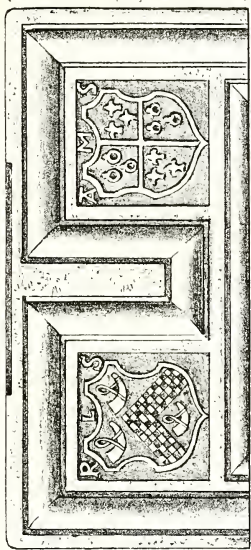


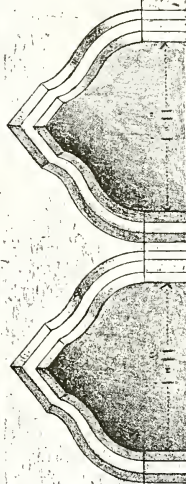
FIG. 1 & 2, 1" TO THE FOOT. FIG. 3 & 4, 3/4" TO THE FOOT.

W. GALLAGHER, M.A. ET DEL.

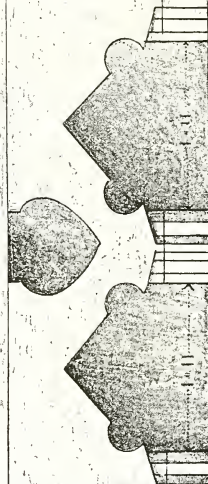
STONE WITH SEMPLE AND MONTGOMERY ARMS OVER DOOR OF CHANCEL.



4. 11



TRACERY OF EAST CHANCEL WINDOW.



TRACERY OF WINDOW ON NORTH-SIDE OF CHANCEL.

W. GALLAGHER, M.A. ET DEL.

Fig. 2.

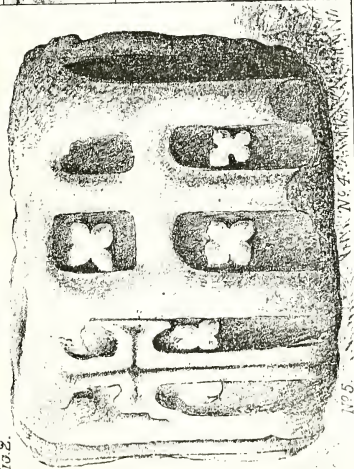
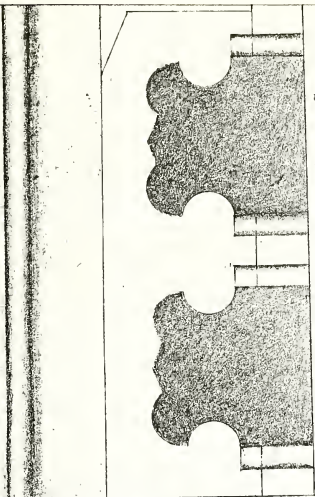


Fig. 4. Tracery of window on north-side of Chancel.



Figs 1, 2, 3, Plan & Views of Socket Stone for Cross.

Fig. 3.

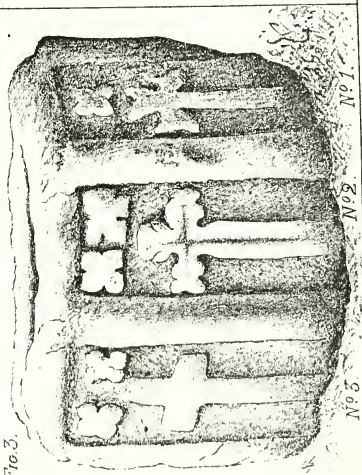
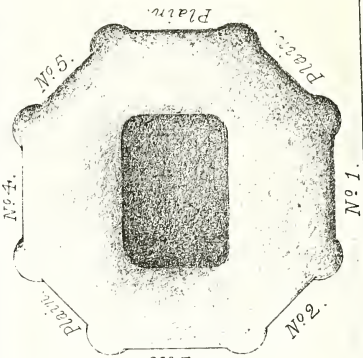


Fig. 1.

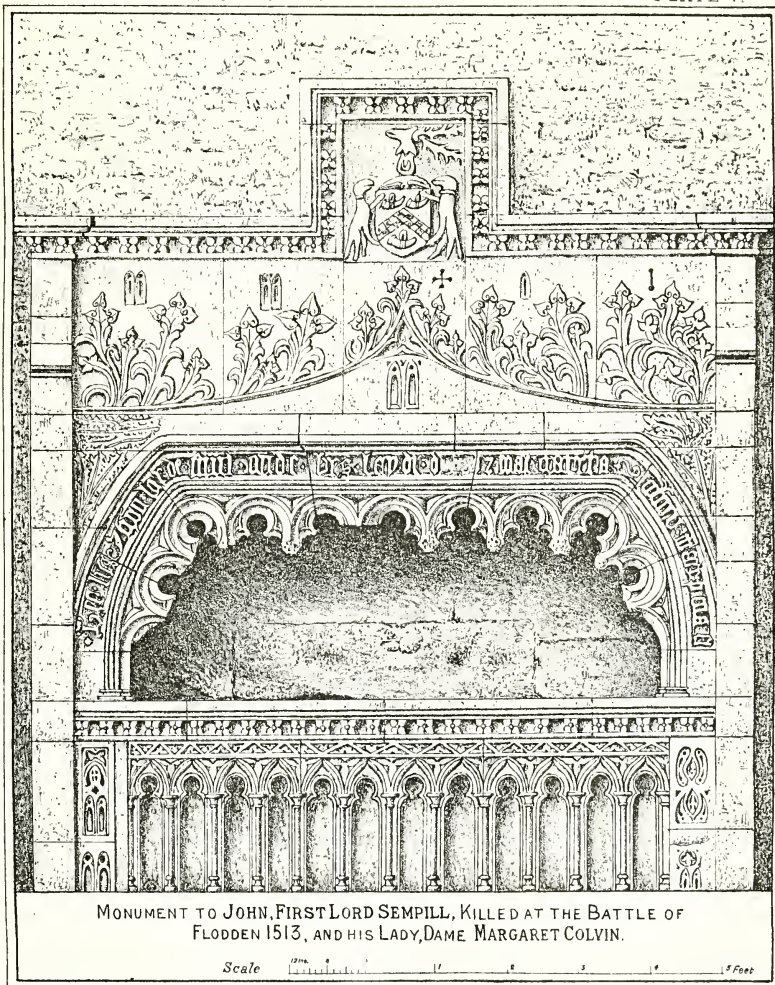
No. 4.



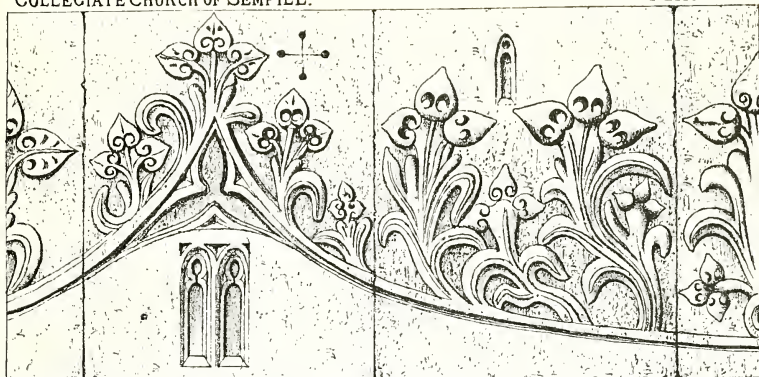
No. 3.

No. 2.

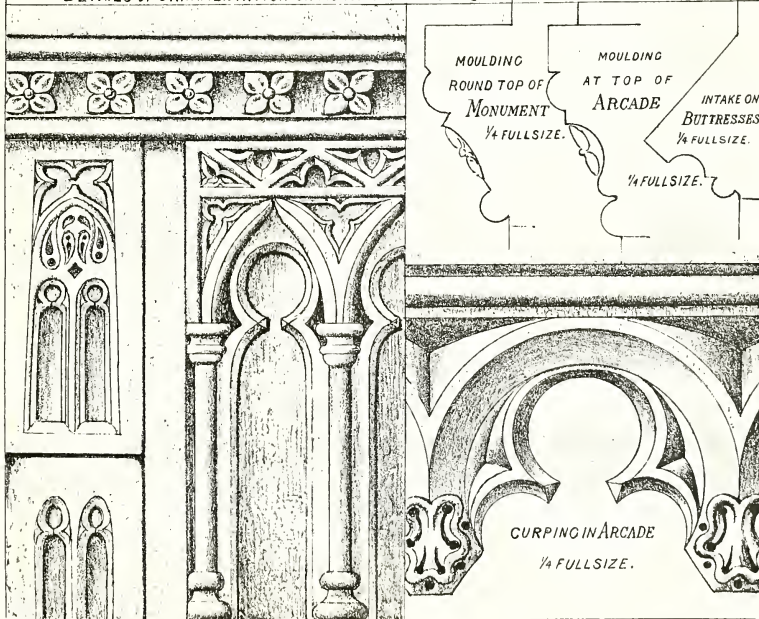
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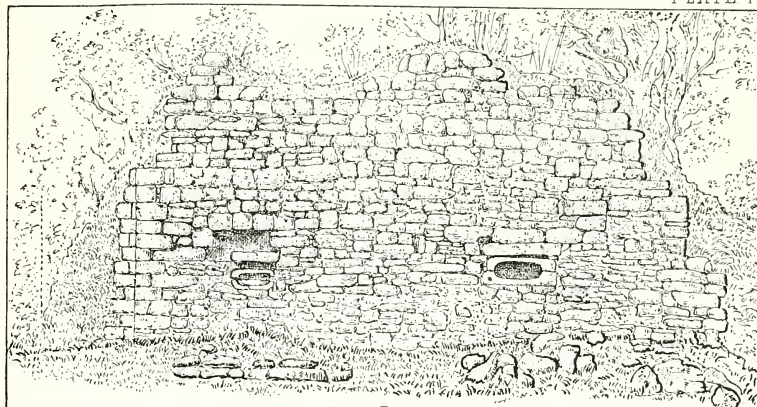




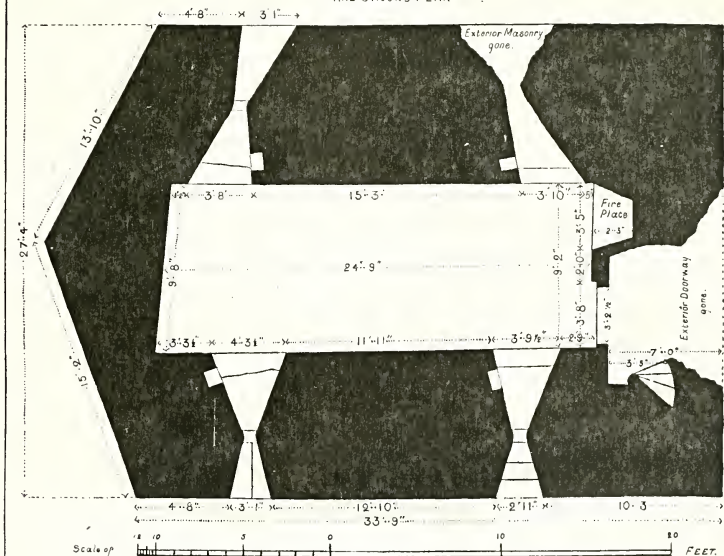


DETAILS OF ORNAMENTATION ON MONUMENT TO LORD SEMPILL. $\frac{1}{8}$ THE FULL SIZE.

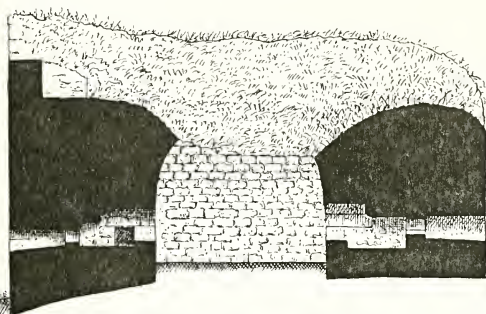




SOUTH ELEVATION
AND GROUND PLAN

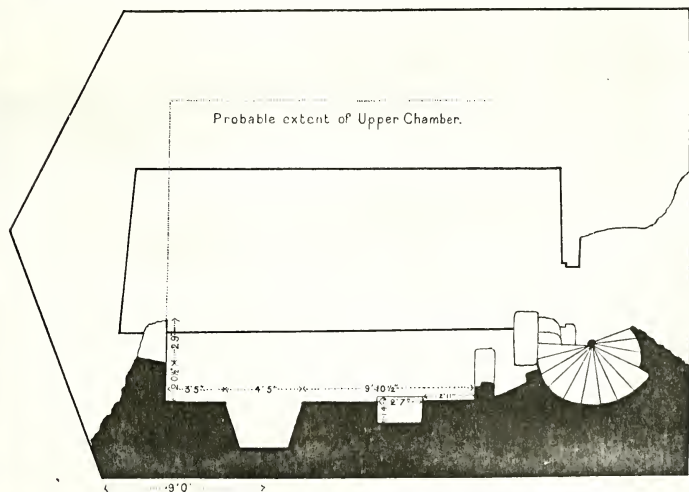




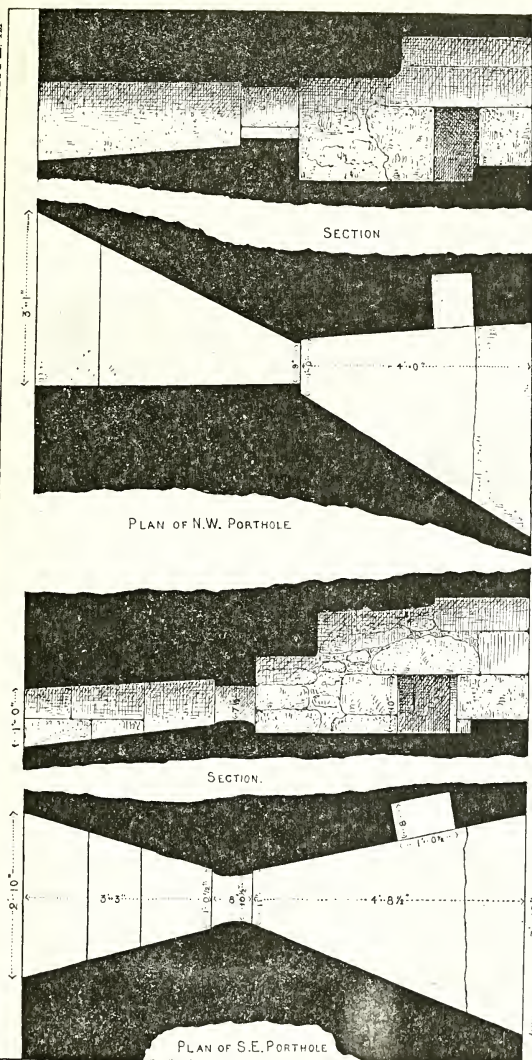


SECTION LOOKING WEST.

Scale of FEET.

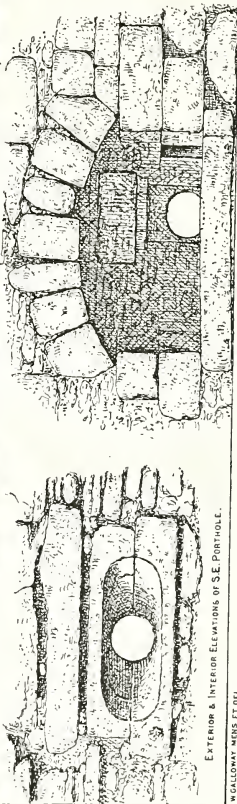


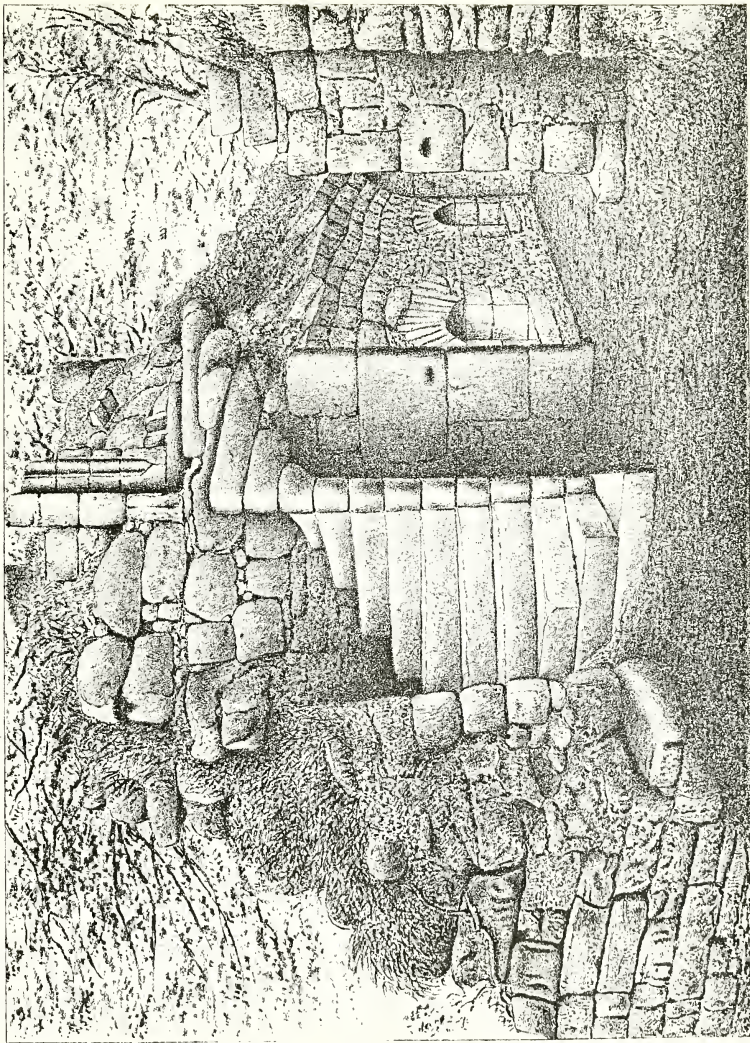
PLAN OF UPPER FLOOR



DETAILS OF THE
SOUTH EAST & NORTH WEST
PORTHOLES.

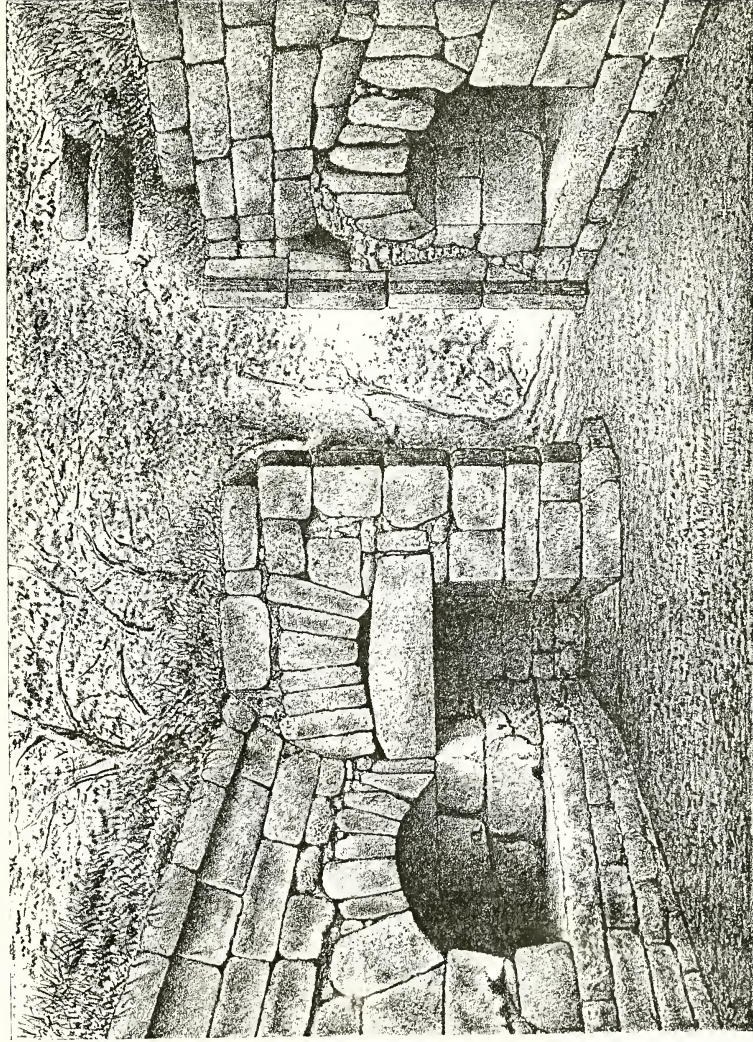
Scale 1/8" to 1 foot.





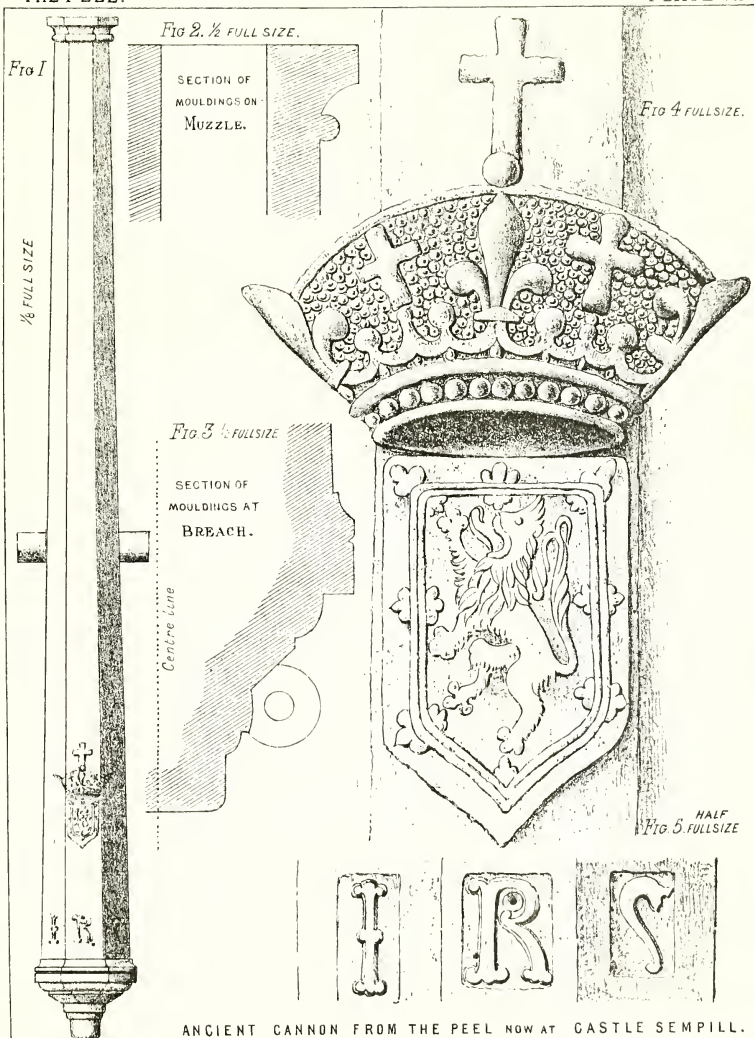
EXTERIOR VIEW OF EAST END, SHOWING STAIR ETC.





INTERIOR VIEW OF CHAMBER, LOOKING EAST.





NOTICE OF THE SEMPILL SWORD, PRESENTED TO THE
MUSEUM OF THE SOCIETY OF ANTIQUARIES OF SCOT-
LAND BY THE BARONESS SEMPILL, FEB. 1884. BY SIR
HENRY DRYDEN, BART., HON. MEM. S. A. Scot.*

* From the Proceedings of the Society of Antiquaries of Scotland.

This sword, now presented to the Museum by the Baroness Sempill of the Manor House, Moreton Pinkney, Northamptonshire, is said to have belonged to the Sempill family, as hereditary sheriffs of Renfrew, and is said to have been carried before Queen Mary at the battle of Langside in 1568, when the forces of the queen were defeated by those under the Earl of Murray, Regent of Scotland.

The blade is 5 feet $9\frac{3}{4}$ inches long, and $3\frac{1}{4}$ inches wide at the hilt; the guard and hilt together are 2 feet $7\frac{3}{4}$ inches long; total, 8 feet $5\frac{1}{2}$ inches. The pommel is of brass, somewhat triangular in form, $4\frac{3}{4}$ inches wide, $5\frac{3}{8}$ inches long, and $1\frac{3}{4}$ inches thick in the middle. From the wide end projects a sort of tenon, rectangular in section, $2\frac{1}{2}$ long and $1\frac{1}{4}$ by $\frac{3}{4}$ inches wide. This apparently fitted into a socket, perhaps a fixed socket when not in use, and into a socket attached to a belt hanging from a man's neck when carried. The hilt is oval in section, bulging in the centre of the length, and there 3 by $\frac{1}{2}$ inches. It is covered with shark's skin twisted diagonally round it, and confined by a brass wire also placed diagonally. At each end is a brass ferule. The guard is flat and curved, 1 foot $5\frac{1}{2}$ inches between its extremities, notched at each end, of brass and lacquered or gilt. The blade has three sections. The tang runs through the hilt to the end of the tenon. On each side is engraving, formed by two chisel-like punches about $\frac{3}{16}$ long and $\frac{1}{8}$ long, and thin; so that the curves are a series of short straight strokes.

The ornament on one side is a conjunction of five pinnacles, three of which are surrounded by crosses, below which (nearer the hilt) is a series of lozenges; farther on, a lion, very rudely cut, and farther still, a letter **y** reversed. The other side has a conjunction of four pinnacles, two of which are surmounted by crosses, below which are two ovals interlaced; farther on a lion, smaller than the last; and farther still, a **y** reversed, also smaller than the last.

The engraving is obliterated in some parts, and it is probable that at some time the sword has been allowed to be rusty, and has since been cleaned and polished, and reduced in the process. The sword weighs $24\frac{1}{4}$ lbs.

The scabbard is of black leather, ornamented with bands of five, six, or seven small rolls at intervals, between each pair of which bands are four foliage ornaments, of which there are two varieties.

The chape and the two locketts are of brass, lacquered, or gilt, scalloped at the edges. The locketts have no rings, which fact, with the tæwon on the hilt, shows that the sword was carried point upwards.

The scabbard has been patched in two or three places. It weighs 3 lbs.

The date of this sword must be arrived at by comparison with others. It is not certain that the scabbard is contemporary with the sword.

